### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198738-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	ELK RIDGE LIMITED PARTNERSHIP PO BOX 1238 LIVINGSTON, MT 59047 1238				
<b>Priority Date:</b>	MAY 15, 1892				
Type of Historical Right	: DECREED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	336.60 GPM				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 4 - MODERATELY LOW				
Maximum Acres:	26.00				
Source Name: Source Type:	SKUNK CREEK SURFACE WATER				
*Point of Diversion and Means 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> SWSENW 35 14N 2E MEAGHER				
Period of Diversion Diversion Means: Ditch Name:	: MAY 1 TO OCTOBER 31 HEADGATE GASPAR FLOOD DITCH				
Period of Use:	MAY 1 TO OCTOBER 31				

DECEMBER 16, 2010 41J 198738-00

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	3.00	SWSE	35	14N	2E MEAGHER
2	23.00	E2SW	35	14N	2E MEAGHER
Total:	26.00				

### 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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 50 MINER'S INCHES DECREED IN CASE NO. 1729, MEAGHER COUNTY. 146757-00, 146758-00, 198738-00, 198739-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 279-118 , DATED 09/18/1979 , 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:	41J 19873	<b>9-00</b> S	TATEN		F CLA	IM
	Version:	1 ORI(				
		Status:	A	CTIVE		
Owners:	ELK RIDG PO BOX 12 LIVINGST	238		-	ΗP	
<b>Priority Date:</b>	MAY 15, 1	892				
Type of Historical Right	DECREED	1				
Purpose(use):	IRRIGATIO	DN .				
Irrigation Type:	FLOOD					
Flow Rate:	1.13 CFS					
*Volume:						RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Climatic Area	:5 - LOW					
Maximum Acres:	30.00					
*Source Name:	FREEMAN	I CREEK,	NORT	H FORK	(	
Source Type:	SURI	FACE WA	TER			
Point of Diversion and I	Means of Div	ersion:				
ID Govt I		<u>Qtr Sec</u>	Sec	Twp		County
Period of Diversion			2	13N	ZE	MEAGHER
Diversion Means:	HEADGAT					
Ditch Name:	GASPAR	_				
Period of Use:	MAY 1 TO	ОСТОВЕ	R 31			
Place of Use:						
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1 30.00		N2	2	13N	2E	MEAGHER
<b>Total:</b> 30.00						

41J 198739-00

Page 2 of 2

#### Remarks:

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 03/06/2007.

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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 50 MINER'S INCHES DECREED IN CASE NO. 1729, MEAGHER COUNTY. 146757-00, 146758-00, 198738-00, 198739-00.

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:	41J 198741-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	DANIEL W RADER 1900 MONTANA HWY 360 PO BOX 141 WHITE SULPHUR SPRINGS, MT 59645 0141					
	GRETCHEN L RADER 1900 MONTANA HWY 360 PO BOX 141 WHITE SULPHUR SPRINGS, MT 59645 0141					
	ROSE M RADER PO BOX 84 SUN RIVER, MT 59483					
Priority Date:	SEPTEMBER 30, 1957					
Type of Historical Right	: USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	7.50 CFS					
Volume:	100.00 AC-FT					
Climatic Area	: 4 - MODERATELY LOW					
Maximum Acres:	113.00					
Source Name:	ELK CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and N	Aeans of Diversion:					
<u>ID</u> <u>Govt I</u>						
1	NWSWSE 7 10N 4E MEAGHER					
Period of Diversion Diversion Means:						

DECEMBER 16, 2010 41J 198741-00 Page 2 of 3

*R	eservoir: OF	FSTREAM					
	<u>Govt</u> ]		<u>Qtr Sec</u> SESWNE	<u>Sec</u> 8	<u>Twp</u> 10N	<u>Rge</u> 4E	<u>County</u> MEAGHER
	Diversion to R	eservoir:	DIVERS	SION # 1			
	Dam Height:		20.00	FEET			
	Depth:		20.00	FEET			
	Surface Area:		11.30	ACRES			
	Capacity:		90.00	ACRE-F	EET		
			E NATIONA DITIONAL				AMS WORKSHEET IN THE CLAIM FILE
Period o	of Use:	APRIL 1	TO JULY	31			
		THIS RIG	HT INCLU	JDES HI	GH OR	FLOO	D WATERS OF ELK CREEK.
Place of	f Use:						
<u>ID</u>	<u>Acres</u> <u>Govt</u> ]	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	60.00			4	10N	4E	MEAGHER
2	53.00			8	10N	4E	MEAGHER
Total:	113.00						
		THE PL/ T10N R4		SE INCL	UDES S	SW NI	E, NW SE, AND NE SW OF SECTION 8

#### **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.

198741-00205392-00205394-00205395-00205396-00205399-00205400-00205401-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE PERIOD OF DIVERSION FROM THE SOURCE INTO STORAGE CANNOT BE IDENTIFIED. THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON ELK CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 3117 MEAGHER 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. DECEMBER 16, 2010 41J 198741-00 Page 3 of 3

> COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 198742-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	CAMAS CREEK CATTLE & SHEEP CO 1815 MT HWY 360 WHITE SULPHUR SPRINGS, MT 59645				
Priority Date:	MARCH 1, 1939				
Type of Historical Right	: USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	87.00 CFS				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 4 - MODERATELY LOW				
Maximum Acres:	2,304.00				
Source Name:	CAMAS CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Means of Diversion:				
$\frac{ID}{1} \qquad \qquad \frac{Govt I}{1}$	SESESW 2 10N 4E MEAGHER				
Diversion Means:	a: MAY 15 TO JULY 15 HEADGATE				
2	NWNWNE 11 10N 4E MEAGHER				
Period of Diversion Diversion Means:	n: MAY 15 TO JULY 15 HEADGATE				
3 Period of Diversion Diversion Means:	SWNWNE 11 10N 4E MEAGHER MAY 15 TO JULY 15 HEADGATE				

DECEMBER 16, 2010 41J 198742-00 Page 2 of 3

Point of Diversion and Means of Diversion:								
<u>ID</u> <u>Govt L</u>	ot Qtr Sec	<u>Sec</u>	Twp	Rge	<b>County</b>			
4	SWSENW	14	10N	4E	MEAGHER			
Period of Diversion:	MAY 15 TO JULY ?	15						
<b>Diversion Means:</b>	HEADGATE							
5	NWSESW	14	10N	4E	MEAGHER			
<b>Period of Diversion:</b>	MAY 15 TO JULY '	15						
<b>Diversion Means:</b>	HEADGATE							
6	NWNENW	23	10N	4E	MEAGHER			
<b>Period of Diversion:</b>	MAY 15 TO JULY 2	15						
<b>Diversion Means:</b>	HEADGATE							
7	SWNWSW	23	10N	4E	MEAGHER			
<b>Period of Diversion:</b>	MAY 15 TO JULY 2	15						
<b>Diversion Means:</b>	HEADGATE							
8	SWSWSW	26	10N	4E	MEAGHER			
<b>Period of Diversion:</b>	MAY 15 TO JULY 2	15						
<b>Diversion Means:</b>	HEADGATE							
9	NWNWNE	35	11N	4E	MEAGHER			
<b>Period of Diversion:</b>	MAY 15 TO JULY 2	15						
<b>Diversion Means:</b>	HEADGATE							
10	SESWSE	35	11N	4E	MEAGHER			
<b>Period of Diversion:</b>	MAY 15 TO JULY 2	15						
<b>Diversion Means:</b>	HEADGATE							
11	SWSWSE	35	11N	4E	MEAGHER			
<b>Period of Diversion:</b>	MAY 15 TO JULY	15						
<b>Diversion Means:</b>	HEADGATE							
Period of Use:	MAY 15 TO JULY	15						

## Place of Use:

ID	<u>Acres</u> <u>Govt Lo</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	204.00		1	10N	4E MEAGHER
2	58.00		2	10N	4E MEAGHER
3	237.00		11	10N	4E MEAGHER
4	392.00		12	10N	4E MEAGHER
5	152.00		14	10N	4E MEAGHER
6	19.00		15	10N	4E MEAGHER
7	60.00		23	10N	4E MEAGHER
8	386.00		24	10N	4E MEAGHER
9	408.00		26	11N	4E MEAGHER
10	133.00		27	11N	4E MEAGHER
11	20.00		34	11N	4E MEAGHER
12	235.00		35	11N	4E MEAGHER
Total:	2,304.00				

Page 3 of 3

#### Remarks:

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104354-00	104358-00	104359-00	104360-00	104361-00	104362-00	104363-00
104364-00	104365-00	198742-00	198743-00	207489-00	207490-00	207491-00
207492-00	207493-00	207494-00	207495-00	207496-00	207497-00	207498-00
207499-00	207500-00	207501-00	207502-00	207503-00	207504-00	

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/13/2006: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON CAMAS CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 3117 MEAGHER 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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Water Right Number:	41J 198743-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	CAMAS CREEK CATTLE & SHEEP CO 1815 MT HWY 360 WHITE SULPHUR SPRINGS, MT 59645				
*Priority Date:	AUGUST 31, 1953				
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:	1,635.00 AC-FT				
	RESERVOIR FILLS MULTIPLE TIMES; VOLUME EQUALS 4.4 TIMES RESERVOIR CAPACITY				
Climatic Area:	: 4 - MODERATELY LOW				
Maximum Acres:	545.00				
Source Name:	AYERS GULCH				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt I</u>					
] Dowied of Diversion	NENESW 3 10N 4E MEAGHER : JANUARY 1 TO DECEMBER 31				
Diversion Means:	DAM				

DECEMBER 16, 2010 41J 198743-00 Page 2 of 3

Reservoir: ON	ISTREAM	TREAM Reservoir Name: AYERS RESERVOIR					
Govt		<u>Qtr Sec</u> IENESW	<u>Sec</u> 3	<u>Twp</u> 10N	<u>Rge</u> 4E	<u>County</u> MEAGHER	
Diversion to l	Reservoir:	DIVERS	SION # 1				
Dam Height:		30.00 l	FEET				
Depth:		30.00	FEET				
Surface Area	:	31.00	ACRES				
Capacity:		372.00	ACRE-F	EET			
	SEE THE RESERVO			RKSHE	ET IN	I THE CLAIM FILE FOR ADDITIONAL	
Period of Use:	MAY 1 TC	OCTOBE	ER 1				
	THIS RIGH	HT INCLU	DES HIC	GH OR	FLOC	DD WATERS OF AYERS CREEK.	

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1	5.00	W2NWNE	26	11N	4E MEAGHER
2	8.00	W2SWNE	26	11N	4E MEAGHER
3	40.00	NENW	26	11N	4E MEAGHER
4	39.00	NWNW	26	11N	4E MEAGHER
5	40.00	SENW	26	11N	4E MEAGHER
6	40.00	SWNW	26	11N	4E MEAGHER
7	4.00	W2NWSE	26	11N	4E MEAGHER
8	40.00	NESW	26	11N	4E MEAGHER
9	40.00	NWSW	26	11N	4E MEAGHER
10	34.00	SESW	26	11N	4E MEAGHER
11	38.00	SWSW	26	11N	4E MEAGHER
12	18.00	NENE	27	11N	4E MEAGHER
13	39.00	SENE	27	11N	4E MEAGHER
14	39.00	NESE	27	11N	4E MEAGHER
15	37.00	SESE	27	11N	4E MEAGHER
16	2.00	S2NENE	34	11N	4E MEAGHER
17	16.00	N2SENE	34	11N	4E MEAGHER
18	4.00	N2SWNE	34	11N	4E MEAGHER
19	6.00	W2NENW	35	11N	4E MEAGHER
20	26.00	NWNW	35	11N	4E MEAGHER
21	18.00	SWNW	35	11N	4E MEAGHER
22	4.00	W2NESW	35	11N	4E MEAGHER
23	7.00	SENWSW	35	11N	4E MEAGHER
24	1.00	NESWSW	35	11N	4E MEAGHER
Total:	545.00				

Page 3 of 3

#### Remarks:

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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.

104354-00	104358-00	104359-00	104360-00	104361-00	104362-00	104363-00
104364-00	104365-00	198742-00	198743-00	207489-00	207490-00	207491-00
207492-00	207493-00	207494-00	207495-00	207496-00	207497-00	207498-00
207499-00	207500-00	207501-00	207502-00	207503-00	207504-00	

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/13/2006: PERIOD OF DIVERSION, PERIOD OF USE, PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE ON AYERS CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 3117 MEAGHER COUNTY.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 4.4 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."

## **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198744-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	WALKING KK INC REBECCA JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645			
<b>Priority Date:</b>	NOVEMBER 18, 1899			
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 HORSE CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and I	Aeans of Diversion:			
$\frac{ID}{1}$ Govt 1				
•	SWSWSE 23 12N 5E MEAGHER			
Period of Diversion: MAY 1 TO DECEMBER 1 Diversion Means: LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	MAY 1 TO DECEMBER 1			
Place of Use:				
ID Acres Govt I	<u>ot Qtr Sec Sec Twp Rge County</u>			
1	SWSWSE 23 12N 5E MEAGHER			

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 198745-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	WALKING KK INC REBECCA JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645			
<b>Priority Date:</b>	NOVEMBER 25, 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 BEAR GULCH			
Source Type:	SURFACE WATER			
Point of Diversion and I	Aeans of Diversion:			
$\frac{ID}{1}$ Govt 1				
•	SWNWSE 24 12N 5E MEAGHER			
Period of Diversion: MAY 1 TO DECEMBER 1 Diversion Means: LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	MAY 1 TO DECEMBER 1			
Place of Use:				
ID <u>Acres Govt I</u>	ot <u>Qtr Sec Sec Twp Rge County</u>			
1	SWNWSE 24 12N 5E MEAGHER			

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 198746-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	WALKING KK INC REBECCA JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645			
<b>Priority Date:</b>	AUGUST 17, 1892			
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 HORSE CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and I	leans of Diversion:			
$\frac{ID}{1}$ Govt 1				
-	SWSWSW 26 12N 5E MEAGHER			
Period of Diversion: MAY 1 TO DECEMBER 1 Diversion Means: LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	MAY 1 TO DECEMBER 1			
Place of Use:				
ID Acres Govt I	ot <u>Qtr Sec Sec Twp Rge County</u>			
1	SWSWSW 26 12N 5E MEAGHER			

41J 198746-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED DEED OF RECORD IS AUGUST 17, 1922.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198747-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	WALKING KK INC REBECCA JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645
Priority Date:	NOVEMBER 18, 1899
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 HORSE CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	leans of Diversion:
<u>ID</u> <u>Govt I</u>	
•	SWNENE 27 12N 5E MEAGHER
Period of Diversion Diversion Means:	MAY 1 TO DECEMBER 1 LIVESTOCK DIRECT FROM SOURCE
Period of Use:	MAY 1 TO DECEMBER 1
	ot Otr Sec Sec Twp Rge County
Place of Use: <u>ID Acres Govt L</u> 1	o <u>t Qtr Sec Sec Twp Rge County</u> SWNENE 27 12N 5E MEAGHER

Page 2 of 2

#### Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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>41J 198748-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE			
Owners:	ELIZABETH A JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645			
	MARI J JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645			
	REBECCA E JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645			
Priority Date:	NOVEMBER 18, 1899			
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 HORSE CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
ID Govt	<u>Lot Qtr Sec Sec Twp Rge County</u> NWNENW 35 12N 5E MEAGHER			

Period of Diversion: MAY 1 TO DECEMBER 1

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

DECEMBER 16, 2010

41J 198748-00

Page 2 of 2

Period of Use: MAY 1 TO DECEMBER 1

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		NWNENW	35	12N	5E MEAGHER

#### **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:	41J 19874	<b>9-00</b> S	TATEN		F CLA	IM
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	WALKING REBECCA 913 SMITH WHITE SU	JOHNST	RD	GS, MT (	59645	
<b>Priority Date:</b>	NOVEMBE	R 18, 189	99			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO STEM. TH	CK DR HE FLC	NKING	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 UI	ATERING NIT. ANIM	PURP 1AL UN	POSES A	AT THI 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	) TRIE	BUTARY	OF H	IORSE CREEK
Source Type:	SURF	ACE WA	TER			
*Point of Diversion and I	Means of Div	ersion:				
$\underline{ID}$ <u>Govt 1</u>	Lot	<u>Qtr Sec</u>	Sec	Twp		County
1 Dominal of Dimonsion			27	12N	5E	MEAGHER
Period of Diversion: MAY 1 TO DECEMBER 1 Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use:	MAY 1 TO	DECEME	BER 1			
Place of Use:						
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NW	27	12N	5E	MEAGHER

Page 2 of 2

#### **Remarks:**

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

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

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

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

Period of Use:

## PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198750-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE			
Owners:	ELIZABETH A JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645			
	MARI J JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645			
*Priority Date:	AUGUST 23, 1897			
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:	SMITH RIVER			
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> S2SW 13 12N 4E MEAGHER			
Period of Diversion Diversion Means:	IS IZEN GE MERCHER I JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE			

**JANUARY 1 TO DECEMBER 31** 

Place of Use:

Page 2 of 2

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		S2SW	13	12N	4E MEAGHER

#### **Remarks:**

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 01/23/2006.

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:	41J 198751-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	WALKING KK INC REBECCA JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645				
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:	HORSE CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
IDGovt1Period of Diversion	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NWSWSW 25 12N 5E MEAGHER n: JANUARY 1 TO DECEMBER 31				

**Diversion Means:** DAM

<b>Reservoir:</b>	ONSTREAM	M Reservoir Name: M			MCAFFEE RESERVOIR		
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSW	<u>Sec</u> 25	<u>Twp</u> 12N	<u>Rge</u> 5E	<u>County</u> MEAGHER	
Diversi	on to Reservoir:	DIVERS	SION # 1				
Dam H	eight:	11.00	FEET				
Depth:	Depth:		FEET				
Surface	Surface Area:		ACRES				
Capaci	ty:	0.95	ACRE-F	EET			
Period of Use:	JANUAF	RY 1 TO DI	ECEMBE	R 31			
Place of Use:							
ID <u>Acres</u>	s <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>	
1	1	WSWSW	25	12N	5E	MEAGHER	

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/23/2006: PRIORITY DATE, TYPE OF HISTORICAL RIGHT.

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:	41J 198752-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	ELIZABETH A JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645					
	MARI J JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645					
<b>*Priority Date:</b>	SEPTEMBER 21, 1949					
Type of Historical Righ	Type of Historical Right: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SMITH RIVER					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>						
•	NWNWSW 23 12N 4E MEAGHER					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 198752-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot Otr Sec** <u>Sec</u> Twp Rge County NWNWSW 23 12N 4E MEAGHER **Diversion to Reservoir: DIVERSION #1** 10.00 FEET Dam Height: 7.70 FEET Depth: 0.46 ACRES Surface Area: **Capacity:** 1.40 ACRE-FEET **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County

## 1 NWNWSW 23 12N 4E MEAGHER

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE 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.

Water Right Number:	41J 198753-00 ST	ATEMENT OF	F CLAIM		
	Version: 1 ORIG	INAL RIGHT			
	Status:	ACTIVE			
Owners:	WALKING KK INC REBECCA JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645				
<b>*Priority Date:</b>	APRIL 20, 1882				
Type of Historical Right	Type of Historical Right: USE				
Purpose(use):	STOCK				
*Flow Rate:	CONSISTS OF STOC DITCH SYSTEM. TH	K DRINKING E FLOW RAT	DT 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 F ANIMAL UNIT. ANIMA	PURPOSES A	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:	SMITH RIVER				
Source Type:	SURFACE WAT	ER			
Point of Diversion and I	Means of Diversion:				
$\frac{\text{ID}}{1}$ Govt 1	Lot <u>Qtr Sec</u>	$\frac{Sec}{24}$ $\frac{Twp}{4200}$	Rge County		
I		24 12N	4E MEAGHER		
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
Period of Use:	JANUARY 1 TO DEC	EMBER 31			
Place of Use:					
ID <u>Acres Govt I</u>	Lot Qtr Sec	<u>Sec Twp</u>	<u>Rge</u> <u>County</u>		
1		24 12N	4E MEAGHER		

Page 2 of 2

#### Remarks:

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

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 1987	5 <b>4-00</b> S	TATEM	IENT OI	= CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	WALTER L JOHNSTON % PO BOX 390 WHITE SULPHUR SPRINGS, MT 59645 0390					
*Priority Date:	MARCH 1,	, 1877				
Type of Historical Right	Type of Historical Right: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	S OF STC STEM. T	OCK DR	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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SMITH RIV	VER				
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and Means of Diversion:						
$\frac{\mathbf{ID}}{1}$ Govt	Lot	<u>Qtr Sec</u> E2	<u>Sec</u> 25	<u>Twp</u> 12N		<u>County</u> MEAGHER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
Period of Use:	JANUARY	′ 1 TO DE	CEMBI	ER 31		
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		E2	25	12N	4E	MEAGHER

Page 2 of 2

#### **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:	<b>41J 198755-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT				
	Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	ELIZABETH A JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645				
	MARI J JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645				
Priority Date:	MAY 1, 1912				
Type of Historical Right: USE					
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	12.12 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.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 4 - MODERATELY LOW				
Maximum Acres:	320.00				
Source Name:	SMITH RIVER				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion: ID Govt Lot Qtr Sec Sec Twp Rge County					
1 Period of Diversion Diversion Means:	SESWNE 24 12N 4E MEAGHER : MAY 1 TO NOVEMBER 1 HEADGATE				

DECEMBER 16, 2010 41J 198755-00 Page 2 of 3

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

ID	Govt L	ot (	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
2		SE	NWSE	24	12N	4E	MEAGHER
Period	of Diversion:	MAY 1 TO N	NOVEME	BER 1			
Divers	ion Means:	HEADGATE	Ē				
3		NE	NWNE	25	12N	4E	MEAGHER
Period	of Diversion:	MAY 1 TO N	NOVEME	BER 1			
Divers	ion Means:	HEADGATE	Ē				
4		NW	NWSE	36	12N	4E	MEAGHER
Period	of Diversion:	MAY 1 TO N	NOVEME	BER 1			
Divers	ion Means:	HEADGATE	Ē				
Ditch N	Name:	JOHNSTON	BROTH	IERSI	DITCH		
5		NW	SWSE	36	12N	4E	MEAGHER
Period	of Diversion:	MAY 1 TO N	NOVEME	BER 1			
Divers	ion Means:	HEADGATE	Ē				
Period of U	se:	MAY 1 TO N	NOVEME	BER 1			

#### **Place of Use:**

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	50.00	S2	13	12N	4E MEAGHER
2	165.00		24	12N	4E MEAGHER
3	105.00	E2	25	12N	4E MEAGHER
Total:	320.00				

#### **Remarks:**

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THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 148 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 198755-00 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:	41J 198756-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	REBECCA E JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645
<b>Priority Date:</b>	JUNE 4, 1967
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENENE 34 12N 5E MEAGHER
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</u> Govt ]	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	NENENE 34 12N 5E MEAGHER

**Remarks:** 

DECEMBER 16, 2010

41J 198756-00

Page 2 of 2

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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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF GROUNDWATER APPROPRIATION IS JANUARY 6, 1983.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 198757-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	REBECCA E JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645
Priority Date:	JUNE 11, 1910
Type of Historical Right	: DECREED
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 Areas	: 4 - MODERATELY LOW
Maximum Acres:	40.00
Source Name:	HORSE CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NWNWNW 35 12N 5E MEAGHER
	: MAY 1 TO NOVEMBER 1
<b>Diversion Means:</b>	HEADGATE
Period of Use:	MAY 1 TO NOVEMBER 1
Place of Use:	
ID <u>Acres</u> Govt I	<u>Lot Qtr Sec Sec Twp Rge County</u>
1 40.00	E2NE 34 12N 5E MEAGHER
<b>Total:</b> 40.00	

Page 2 of 2

#### 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.

198757-00 198758-00 198759-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 45 GPM PER ACRE.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 11 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 279-49 , DATED 09/18/1979 , APPEARS TO INDICATE 23 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 70.13 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 198758-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	REBECCA E JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645
Priority Date:	JUNE 10, 1912
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	1.25 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	40.00
*Source Name:	SPRING, UNNAMED TRIBUTARY OF HORSE CREEK
Source Type:	GROUNDWATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> SWSWSW 26 12N 5E MEAGHER
Period of Diversion	I: MAY 1 TO NOVEMBER 1 DEVELOPED SPRING
Period of Use:	MAY 1 TO NOVEMBER 1
Place of Use:	
<u>ID</u> <u>Acres</u> <u>Govt I</u>	
1 40.00	E2NE 34 12N 5E MEAGHER
<b>Total:</b> 40.00	

Page 2 of 2

### 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.

198757-00 198758-00 198759-00

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FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 11 ACRES

IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) INDICATES AN ADDITIONAL 18 ACRES MAY HAVE BEEN IRRIGATED PRIOR TO THE SURVEY. THE ACREAGE WAS NOT BEING IRRIGATED AT THE TIME OF THE SURVEY.

USDA AERIAL PHOTOGRAPH NO(S). 279-49 , DATED 09/18/1979 , APPEARS TO INDICATE 23 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON AN UNNAMED TRIBUTARY OF HORSE CREEK WITH A PRIORITY DATE PREDATING CASE NO. 4501 MEAGHER COUNTY.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 70.13 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 198759-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	REBECCA E JOHNSTON 913 SMITH RIVER RD WHITE SULPHUR SPRINGS, MT 59645
*Priority Date:	JUNE 4, 1967
Type of Historical Right	:DECREED
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	: 4 - MODERATELY LOW
Maximum Acres:	40.00
Source Name:	HORSE CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
ID Govt I	
1	NWNWNW 35 12N 5E MEAGHER
Diversion Means:	I: MAY 1 TO NOVEMBER 1 HEADGATE
Period of Use:	MAY 1 TO NOVEMBER 1
Place of Use:	
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge County</u>
1 40.00	E2NE 34 12N 5E MEAGHER
<b>Total:</b> 40.00	

Page 2 of 2

### Remarks:

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198757-00 198758-00 198759-00

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THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 11 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 279-49 , DATED 09/18/1979 , APPEARS TO INDICATE 23 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 70.13 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	41J 198760-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	TOWNSEND RANCH INC PO BOX 662 WHITE SULPHUR SPRINGS, MT 59645 0662		
Priority Date:	JUNE 30, 1942		
	CASE NO. 3731 , MEAGHER COUNTY DECREES A RIGHT OF 11TH USE		
Type of Historical Right	: DECREED		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	1.25 CFS		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area: 4 - MODERATELY LOW			
Maximum Acres:	63.00		
Source Name:	WASTE & SEEPAGE, SMITH RIVER, SOUTH FORK		
Source Type:	SURFACE WATER		
*Point of Diversion and N	Means of Diversion:		
IDGovt I1	SWSWSW 35 9N 6E MEAGHER		
	: MAY 1 TO SEPTEMBER 30		
Diversion Means:	MAY 1 TO SEPTEMBER 30		
Period of Use:	WAT TTO SEFTEWDER 30		

### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	24.00	NWSW	26	9N	6E MEAGHER
2	4.00	SESW	26	9N	6E MEAGHER
3	35.00	SWSW	26	9N	6E MEAGHER
Total:	63.00				

### **Remarks:**

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 08/24/2006.

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:	41J 198761	I <b>-00</b> S	TATEM	IENT OF	- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	TOWNSEN PO BOX 66 WHITE SUL	2		S, MT 5	59645	0662
Priority Date:	JUNE 30, 1	942				
	CASE NO. 3	3731 , M	EAGHE	R COU		DECREES A RIGHT OF 11TH USE
Type of Historical Right	:DECREED					
Purpose(use):	IRRIGATIO	N				
Irrigation Type:	FLOOD					
Flow Rate:	2.50 CFS					
*Volume:						RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Climatic Area	: 4 - MODER	ATELY L	.OW			
Maximum Acres:	166.00					
*Source Name:	WASTE & S	SEEPAG	E, SMI	TH RIVE	R, SC	DUTH FORK
Source Type:	SURF	ACE WA	TER			
*Point of Diversion and I	Means of Dive	ersion:				
$\frac{\mathbf{ID}}{1}$ Govt 1		<u>Qtr Sec</u> SWSW	<u>Sec</u> 35	<u>Twp</u> 9N		<u>County</u> MEAGHER
Period of Diversion	: MAY 1 TO	SEPTEM	IBER 3	0		
<b>Diversion Means:</b>	DRAIN DIT	СН				
Period of Use:	MAY 1 TO	SEPTEN	IBER 3	0		
Place of Use:						
<u>ID</u> <u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1 69.00		S2	26	9N	6E	MEAGHER
2 97.00		N2	35	9N	6E	MEAGHER

DECEMBER 16, 2010 41J 198761-00 Page 2 of 2

Place of	'Use:					
<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<b>Qtr Sec</b>	Sec	Twp	Rge	<b>County</b>
Total:	166.00					

#### 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.

198761-00 207310-00 207311-00

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 08/24/2006.

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:	41J 198762-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SHONG RANCH LLC PO BOX 430 WHITE SULPHUR SPRINGS, MT 59645 0430
<b>Priority Date:</b>	MAY 31, 1878
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	: 4 - MODERATELY LOW
Maximum Acres:	96.00
Source Name:	PRAIRIE CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
IDGovt I1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SESENE 10 7N 6E MEAGHER
Period of Diversion	: MAY 1 TO SEPTEMBER 30
<b>Diversion Means:</b>	HEADGATE
Period of Use:	MAY 1 TO SEPTEMBER 30
Place of Use:	
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County
1 36.40	S2 2 7N 6E MEAGHER
2 59.60	N2 11 7N 6E MEAGHER
<b>Total:</b> 96.00	

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.

198762-00 198763-00 198764-00 198765-00 198766-00 198767-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/23/2006: PLACE OF USE, ACRES IRRIGATED.

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 70.12 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.

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

## **IMPORTANT NOTICE**

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

Water Right Number:	41J 198763-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SHONG RANCH LLC PO BOX 430 WHITE SULPHUR SPRINGS, MT 59645 0430
<b>Priority Date:</b>	MARCH 1, 1916
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	: 4 - MODERATELY LOW
Maximum Acres:	96.00
Source Name:	PRAIRIE CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp</u> <u>Rge County</u> SESENE 10 7N 6E MEAGHER
Period of Diversion	n: MAY 1 TO SEPTEMBER 30
<b>Diversion Means:</b>	HEADGATE
Period of Use:	MAY 1 TO SEPTEMBER 30
Place of Use:	
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County
1 36.40	S2 2 7N 6E MEAGHER
2 59.60	N2 11 7N 6E MEAGHER
Total: 96.00	

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.

198762-00 198763-00 198764-00 198765-00 198766-00 198767-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/23/2006: PLACE OF USE, ACRES IRRIGATED.

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 70.12 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:					
	Version: 1 ORIGINAL RIGHT Status: ACTIVE				
	Status: ACTIVE				
Owners:	SHONG RANCH LLC PO BOX 430 WHITE SULPHUR SPRINGS, MT 59645 0430				
<b>Priority Date:</b>	DECEMBER 31, 1945				
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:	30.00 AC-FT				
Climatic Area	: 4 - MODERATELY LOW				
Maximum Acres:	65.40				
Source Name:	SPRING CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID Govt I					
1	SWSESE 3 7N 6E MEAGHER				
Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				

DECEMBER 16, 2010 41J 198764-00 Page 2 of 3

Res	ervoir: ONSTREA	Μ				
	<u>Govt Lot</u>	<u>Qtr Sec</u> W2SESE	<u>Sec</u> 3	<u>Twp</u> 7N	<u>Rge</u> 6E	<u>County</u> MEAGHER
	Diversion to Reservoir	: DIVERS	SION # <sup>·</sup>	1		
	Dam Height:	23.40	FEET			
	Depth:	19.60	FEET			
	Surface Area:	6.16	ACRES	;		
	Capacity:	48.29	ACRE-I	FEET		
		HE RESERV		ORKSHE	ET IN	THE CLAIM FILE FOR ADDITIONAL
Period of	Use: APRII	_ 1 TO SEPTE	EMBER	30		
Place of U	J <b>se:</b>					
ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	65.40	SW	2	7N	6E	MEAGHER
Total:	65.40					

#### 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.

198762-00 198763-00 198764-00 198765-00 198766-00 198767-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 29.46 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 179-105 , DATED 09/17/1979 , APPEARS TO INDICATE 49.46 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." DECEMBER 16, 2010 41J 198764-00 Page 3 of 3

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198765-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	SHONG RANCH LLC PO BOX 430 WHITE SULPHUR SPRINGS, MT 59645 0430				
<b>Priority Date:</b>	JUNE 30, 1883				
Type of Historical Right	t: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	1.21 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.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	a: 4 - MODERATELY LOW				
Maximum Acres:	32.00				
*Source Name:	MAYNS 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 Sec Twp</u> <u>Rge</u> <u>County</u> SWSWSE 2 7N 6E MEAGHER				
Period of Diversion	n: APRIL 1 TO SEPTEMBER 1				
<b>Diversion Means:</b>	HEADGATE				
2	NENESW 11 7N 6E MEAGHER				
	n: APRIL 1 TO SEPTEMBER 1				
Diversion Means:					
Period of Use:	APRIL 1 TO SEPTEMBER 1				

#### 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	10.00	SWSE	2	7N	6E MEAGHER
2	5.00	NWNWNE	11	7N	6E MEAGHER
3	12.00	E2E2NW	11	7N	6E MEAGHER
4	5.00	NENESW	11	7N	6E MEAGHER
Total:	32.00				

#### 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.

198762-00 198763-00 198764-00 198765-00 198766-00 198767-00

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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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198766-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	SHONG RANCH LLC PO BOX 430 WHITE SULPHUR SPRINGS, MT 59645 0430						
Priority Date:	DECEMBER 31, 1947						
Type of Historical Right	:USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
*Flow Rate:	170.00 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.						
*Volume:	PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.						
Climatic Area	: 4 - MODERATELY LOW						
Maximum Acres:	10.00						
*Source Name:	UNNAMED TRIBUTARY OF PRAIRIE CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> <u>Govt I</u>							
1 Period of Diversion	SWNWSE 3 7N 6E MEAGHER : JANUARY 1 TO DECEMBER 31						

**Diversion Means:** DAM DECEMBER 16, 2010 41J 198766-00 Page 2 of 3

> OFFSTREAM **Reservoir:** Govt Lot **Otr Sec** <u>Sec</u> Twp Rge County SWNWSE 3 6E MEAGHER 7N **Diversion to Reservoir: DIVERSION #1** 16.20 FEET Dam Height: 13.50 FEET Depth: 1.00 ACRES Surface Area: **Capacity:** 5.40 ACRE-FEET **Period of Use: APRIL 1 TO SEPTEMBER 30** Place of Use: ID Acres Govt Lot Rge County Qtr Sec Sec Twp 1 3.00 NWSWSE 2 7N **6E MEAGHER** 2 7.00 NESESW 2 7N **6E MEAGHER** Total: 10.00

### 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.

198762-00 198763-00 198764-00 198765-00 198766-00 198767-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 179-105 , DATED 9/17/1979 , APPEARS TO INDICATE 4.37 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 198766-00 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.

Version:       1 ORIGINAL RIGHT         Status:       ACTIVE         Owners:       SHONG RANCH LLC						
Owners: SHONG RANCH LLC						
WHITE SULPHUR SPRINGS, MT 59645 0430	PO BOX 430					
Priority Date: AUGUST 31, 1901						
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.	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area: 4 - MODERATELY LOW						
Maximum Acres: 156.30						
	SPRING CREEK					
Source Name: SPRING CREEK						
Source Name:SPRING CREEKSource Type:SURFACE WATER						
Source Type:SURFACE WATERPoint of Diversion and Means of Diversion:IDGovt LotQtr SecSecTwpRgeCounty						
Source Type:SURFACE WATERPoint of Diversion and Means of Diversion:IDGovt LotQtr SecSecTwpRgeCounty1SWSWSW27N6EMEAGHER						
Source Type:SURFACE WATERPoint of Diversion and Means of Diversion:IDGovt LotQtr SecSecTwpRgeCounty1SWSWSW27N6EMEAGHERPeriod of Diversion: APRIL 1 TO SEPTEMBER 30						
Source Type:       SURFACE WATER         Point of Diversion and Means of Diversion:         ID       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       SWSWSW       2       7N       6E       MEAGHER         Period of Diversion: APRIL 1 TO SEPTEMBER 30       Diversion Means:       HEADGATE						
SURFACE WATERPoint of Diversion and Means of Diversion:IDGovt LotQtr SecSecTwpRgeCounty1SWSWSW27N6EMEAGHERPeriod of Diversion:APRIL 1 TO SEPTEMBER 30Diversion Means:HEADGATE2SWSESE37N6EMEAGHER						
Source Type:       SURFACE WATER         Point of Diversion and Means of Diversion:         ID       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       SWSWSW       2       7N       6E       MEAGHER         Period of Diversion: APRIL 1 TO SEPTEMBER 30       Diversion Means:       HEADGATE						

DECEMBER 16, 2010 41J 198767-00 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	91.40	S2	2	7N	6E MEAGHER
2	3.00	SESESE	3	7N	6E MEAGHER
3	61.90	N2	11	7N	6E MEAGHER
Total:	156.30				

### 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.

198762-00 198763-00 198764-00 198765-00 198766-00 198767-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 85.15 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 179-105 , DATED 09/17/1979 , APPEARS TO INDICATE 115.58 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.

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

## **IMPORTANT NOTICE**

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

Water Right Number:	41J 1987	6 <b>8-00</b> S	TATEN	IENT OI	- CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	SHONG RANCH LLC PO BOX 430 WHITE SULPHUR SPRINGS, MT 59645 0430						
<b>Priority Date:</b>	SEPTEME	BER 30, 19	13				
Type of Historical Right	t: FILED						
Purpose(use):	STOCK						
*Flow Rate:	CONSIST DITCH SY	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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	UNNAMEI	) TRIBUT	ARY C	OF MAYI		REEK	
Source Type:	SUR	FACE WA	TER				
*Point of Diversion and	Means of Div	version:					
<u>ID</u> <u>Govt</u>		Qtr Sec W2SE	<u>Sec</u> 14	<u>Twp</u> 7N		<u>County</u> MEAGHER	
Period of Diversion							
Diversion Means:	LIVESTO				KCE		
Period of Use:	JANUAR	( 1 TO DE	CEINIBI	ER 31			
Place of Use:							
ID <u>Acres Govt</u>	<u>Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
1		W2SE	14	7N	6E	MEAGHER	

Page 2 of 2

### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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>41J 198769-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	BLUEGREEN CORP PO BOX 3027 BOZEMAN, MT 59772 3027
*Priority Date:	DECEMBER 31, 1870
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	3.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF MAYNS CREEK
Source Type:	GROUNDWATER
*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> NWNENW 13 7N 6E MEAGHER
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DEVELOPED SPRING
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Govt	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	NWNENW 13 7N 6E MEAGHER

**Remarks:** 

41J 198769-00

Page 2 of 2

5.....

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AT THE TIME OF THE CLAIMED PRIORITY DATE, IT APPEARS THAT THE PLACE OF USE WAS PART OF AN INDIAN RESERVATION.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 198771-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	BLUEGREEN CORP PO BOX 3027 BOZEMAN, MT 59772 3027
	DONALD E ROSCHE 15775 MOUNT CALVERT RD UPPER MARLBORO, MD 20772
	SHONG RANCH LLC PO BOX 430 WHITE SULPHUR SPRINGS, MT 59645 0430
	WILLIAM E ROSCHE % DONALD E ROSCHE 15775 MOUNT CALVERT RD UPPER MARLBORO, MD 20772
*Priority Date:	DECEMBER 31, 1878
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 MAYNS CREEK
Source Type:	SURFACE WATER

DECEMBER 16, 2010 41J 198771-00 Page 2 of 2

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

ID	<u>Govt L</u>	ot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1			SE	12	7N	6E	MEAGHER
Period	of Diversion:	JANUARY	1 TO DEC	CEMBI	ER 31		
Divers	ion Means:	LIVESTO		T FRC	OM SOUF	RCE	
2			W2E2	13	7N	6E	MEAGHER
Period	of Diversion:	JANUARY	1 TO DE	CEMBI	ER 31		
Divers	ion Means:	LIVESTO	CK DIREC	T FRC	OM SOUF	RCE	
Period of U	se:	JANUARY	1 TO DE	CEMB	ER 31		

#### **Place of Use:**

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		SE	12	7N	6E MEAGHER
2		W2E2	13	7N	6E MEAGHER

#### **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 SMITH RIVER BASIN 41J 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:	41J 198772-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	SHONG RANCH LLC PO BOX 430 WHITE SULPHUR SPRINGS, MT 59645 0430					
Priority Date:	DECEMBER 31, 1870					
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 MAYNS CREEK					
Source Type:	SURFACE WATER					
*Source Name:	MAYNS CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
$\frac{ID}{1}$ Govt I						
1 *Source Name:	SE 2 7N 6E MEAGHER MAYNS CREEK					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

DECEMBER 16, 2010 41J 198772-00 Page 2 of 3

\*Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Sec Twp **Rge** County 2 W2E2 11 7N **6E MEAGHER** MAYNS CREEK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 3 E2W2 11 7N 6E MEAGHER \*Source Name: MAYNS CREEK Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 4 SW 13 7N **6E MEAGHER** \*Source Name: UNNAMED TRIBUTARY OF MAYNS CREEK Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 5 E2 14 7N 6E MEAGHER \*Source Name: MAYNS CREEK Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 6 W2 14 7N 6E MEAGHER \*Source Name: UNNAMED TRIBUTARY OF MAYNS CREEK Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 N2 24 7N 6E MEAGHER UNNAMED TRIBUTARY OF MAYNS CREEK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 8 N2SE 24 7N **6E MEAGHER** \*Source Name: UNNAMED TRIBUTARY OF MAYNS CREEK 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>	Sec	Twp	<u>Rge</u> <u>County</u>
1		SE	2	7N	6E MEAGHER
2		W2E2	11	7N	6E MEAGHER
3		E2W2	11	7N	6E MEAGHER
4		SW	13	7N	6E MEAGHER
5		E2	14	7N	6E MEAGHER
6		W2	14	7N	6E MEAGHER
7		N2	24	7N	6E MEAGHER
8		N2SE	24	7N	6E MEAGHER

### **Remarks:**

CLAIM FILED 05/03/1982 . 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.

41J 198772-00

#### Page 3 of 3

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

MEAGHER COUNTY RECORDS AS OF 12/31/2005 SHOWS PLACE OF USE IS OWNED BY MULTIPLE OWNERSHIP.

AT THE TIME OF THE CLAIMED PRIORITY DATE, IT APPEARS THAT THE PLACE OF USE WAS PART OF AN INDIAN RESERVATION.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 198773-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	BRUE, EUGENE J TRUST % TRUSTEE 614 MILKY WAY DR LIVINGSTON, MT 59047
	DAYNA L OGLE 61 CASTLE MOUNTAIN RD WHITE SULPHUR SPRINGS, MT 59645 9500
	KENNETH C OGLE 61 CASTLE MOUNTAIN RD WHITE SULPHUR SPRINGS, MT 59645 9500
<b>Priority Date:</b>	JUNE 30, 1958
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	1.14 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.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	30.00
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

DECEMBER 16, 2010 41J 198773-00 Page 2 of 3

Point of Diversion and Means of Diversion:									
<u>ID</u>	<u>Govt</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>		
1			SESWSE	25	9N	6E	MEAGHER		
Pe	riod of Diversion	n: JUNE 1	TO OCTOB	ER 1					
Di	version Means:	WELL							
Period	of Use:	JUNE 1	ТО ОСТОВ	ER 1					
Place o	f Use:								
<u>ID</u>	Acres Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>		
1	30.00		SE	25	9N	6E	MEAGHER		
Total:	30.00								

#### **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.

198773-00 198781-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. STATE OF MONTANA RECORDS AS OF 9/31/2006 SHOW THE PLACE OF USE IS OWNED BY ELGIE & PATRICIA HOYT, TIMOTHY & LINDA HOLM, AND ROBERT MINGHINI.

USDA AERIAL PHOTOGRAPH NO(S). 179-165 , DATED 9/17/79 , APPEARS TO INDICATE 12.5 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 198773-00 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:	41J 198774-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
*Owners:	JUNIATA LLC 1710 DEY COVE DR VIRGINIA BEACH, VA 23454				
<b>Priority Date:</b>	JUNE 15, 1899				
Type of Historical Right	: USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	340.00 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.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 4 - MODERATELY LOW				
Maximum Acres:	20.00				
*Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS BUCKINGHAM GULCH				
*Point of Diversion and Means 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> NWSWSE 25 11N 6E MEAGHER				
	: APRIL 15 TO NOVEMBER 1				
<b>Diversion Means:</b>	DIKE				
Period of Use:	APRIL 15 TO NOVEMBER 1				

Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	20.00		25	11N	6E MEAGHER
Total:	20.00				

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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). 279-23, DATED 09/18/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDI AERIAL PHOTOGRAPH NO. MA-14A-165 , DATED 11/21/1947 , 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:	41J 1987	<b>75-00</b> S <sup>-</sup>	ТАТЕМ	ENT OF	- CLA	Μ
	Version:	1 ORI0				
		Status:	AC	TIVE		
Owners:	-	LLC ( COVE DR ( BEACH, V		54		
Priority Date:	JUNE 10,	1920				
Type of Historical Right	USE					
Purpose(use):	IRRIGATI	ON				
Irrigation Type:	FLOOD					
*Flow Rate:	336.60 G	PM				
*Volume:	PRIMARI	LY A DIRE	CT FLO	W SYS	TEM;	VOLUME NOT DECREED.
Climatic Area:	4 - MODE	RATELY L	OW			
Maximum Acres:	20.00					
Source Name:	UNNAME	D TRIBUT	ARY O	F SPRI	NG CF	REEK
Source Type:	SUF	RFACE WA	TER			
*Point of Diversion and N	leans of Di	iversion:				
ID Govt I		<u>Qtr Sec</u> SWNESE	<u>Sec</u> 25	<u>Twp</u> 11N		<u>County</u> MEAGHER
Period of Diversion		Y 1 TO DE	CEMBE	R 31		
<b>Diversion Means:</b>	DAM					
*Reservoir: ONS	STREAM					
<u>Govt L</u>		<u>Qtr Sec</u> SWNESE	<u>Sec</u> 25	<u>Тwp</u> 11N	<u>Rge</u> 6E	<u>County</u> MEAGHER
Diversion to Re	eservoir:	DIVERS	ION # 1			
Period of Use:	APRIL 18	5 TO NOVE	MBER	1		

DECEMBER 16, 2010

41J 198775-00

Page 2 of 2

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	20.00	SE	25	11N	6E MEAGHER
Total:	20.00				

### Remarks:

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

198775-00 198789-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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). 279-23 , DATED 09/18/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDI AERIAL PHOTOGRAPH NO. MA-14A-165 , DATED 11/21/1947 , 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.

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.

Water Right Number:	41J 198776-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	JUNIATA LLC 1710 DEY COVE DR VIRGINIA BEACH, VA 23454				
Priority Date:	JUNE 15, 1907				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	2.27 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.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Areas	: 4 - MODERATELY LOW				
Maximum Acres:	60.00				
*Source Name:	UNNAMED TRIBUTARY OF NEWLAN CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS TRAIL CREEK				
*Point of Diversion and Means of Diversion:					
IDGovt I1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENW 30 11N 7E MEAGHER				
	: MAY 1 TO SEPTEMBER 30				
<b>Diversion Means:</b>	HEADGATE				
Period of Use:	MAY 1 TO SEPTEMBER 30				

Page 2 of 2

#### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u> <u>County</u>
1	60.00	N2	30	11N	7E MEAGHER
Total:	60.00				

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-21 , DATED 09/18/1979 , 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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Water Right Number:	41J 19877	<b>7-00</b> S	TATEN	IENT OF	CLA	M
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	BEVERLY RR 2 BOX MIFFLINTC	1195				
Priority Date:	SEPTEMB	ER 29, 18	99			
Type of Historical Right	FILED					
Purpose(use):	IRRIGATIC	DN				
Irrigation Type:	FLOOD					
Flow Rate:	3.75 CFS					
*Volume:						RIGHT SHALL NOT EXCEED THE NEFICIAL USE.
Climatic Area	: 4 - MODEF	RATELY L	OW			
Maximum Acres:	130.00					
*Source Name:	UNNAMED	TRIBUT	ARY C	OF SMITH	H RIV	ER
Source Type:	SURF	FACE WA	TER			
*Point of Diversion and M	<b>Jeans of Div</b>	ersion:				
ID Govt I		<u>Qtr Sec</u> IENENE	<u>Sec</u> 17	<u>Twp</u> 9N		<u>County</u> MEAGHER
Period of Diversion Diversion Means:	HEADGAT		MBER	15		
2	N	WNENE	17	9N	6E	MEAGHER
Period of Diversion Diversion Means:	HEADGAT		MBER	15		
3 Period of Diversion Diversion Means:			17 MBER	9N 15	6E	MEAGHER

DECEMBER 16, 2010 41J 198777-00

Page 2 of 2

*Point of Diversion and Means of Diversion:								
ID Govt Lot Qtr Sec Sec Twp Rge Cou	<u> </u>							
4 NENWNW 17 9N 6E MEA	GHER							
Period of Diversion: MAY 15 TO SEPTEMBER 15								
Diversion Means: HEADGATE								
Period of Use: MAY 15 TO SEPTEMBER 15								
Place of Use:								
<u>ID</u> <u>Acres Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>Cou</u>	nty							
1 130.00 N2N2 17 9N 6E MEA	GHER							
Total: 130.00								

#### **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:	41J 198778-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUNIATA LLC 1710 DEY COVE DR VIRGINIA BEACH, VA 23454
<b>Priority Date:</b>	JUNE 1, 1966
Type of Historical Right	USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	1.50 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	4 - MODERATELY LOW
Maximum Acres:	40.00
*Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS BUCKINGHAM GULCH
*Point of Diversion and I	Ieans of Diversion:
ID Govt 1	SWNWSE 25 11N 6E MEAGHER
	APRIL 1 TO NOVEMBER 30
<b>Diversion Means:</b>	DITCH
Period of Use:	APRIL 1 TO NOVEMBER 30
Place of Use:	
ID <u>Acres Govt I</u>	ot <u>Qtr Sec Sec Twp Rge County</u>
1 40.00	SW 25 11N 6E MEAGHER
<b>Total:</b> 40.00	

41J 198778-00

Page 2 of 2

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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). 279-23 , DATED 09/18/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDI AERIAL PHOTOGRAPH NO. MA-14A-165 , DATED 11/21/47 , 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: 41J 198779-00 STATEMENT OF CLAIM									
	v er bronn	1 ORIG							
		Status:	AC	TIVE					
Owners:	BEVERLY SAUSMAN RR 2 BOX 1195 MIFFLINTOWN, PA 17059								
Priority Date:	NOVEMBER	NOVEMBER 1, 1880							
Type of Historical Right	USE								
Purpose(use):	DOMESTIC								
Flow Rate:	30.00 GPM								
Volume:	1.50 AC-FT								
Households: 1									
Maximum Acres:	1.00								
*Source Name:	GROUNDW	ATER							
Source Type:	GROUI	NDWATE	ER						
*Point of Diversion and I	Means of Diver	rsion:							
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		<u>County</u>			
1		/NENE	17	9N	6E	MEAGHER			
Period of Diversion		TO DEC	CEMBE	ER 31					
<b>Diversion Means:</b>									
Period of Use:	JANUARY 1	I TO DEC	CEMBE	ER 31					
Place of Use:									
<u>ID</u> <u>Acres Govt 1</u>	Lot (	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>			
1 1.00	SEN	WNW	17	9N	6E	MEAGHER			
Total: 1.00									

**Remarks:** 

41J 198779-00

Page 2 of 2

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>41J 198780-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE								
Owners:	WALTER, FRANK R TRUST PO BOX 773 WHITE SULPHUR SPRINGS, MT 59645								
<b>*Priority Date:</b>	JUNE 30, 1958								
Type of Historical Right: FILED									
*Purpose(use): Flow Rate:	• · · · ·								
Volume:	30.00 AC-FT								
Households:	8								
Maximum Acres:	5.00								
Source Name:	GROUNDWATER								
Source Type:	GROUNDWATER								
Point of Diversion and	Means of Diversion:								
ID     Govt Lot     Qtr Sec     Sec     Twp     Rge     County       1     SESWSE     25     9N     6E     MEAGHER       Period of Diversion: JANUARY 1 TO DECEMBER 31       Diversion Means: WELL									
Period of Use:	JANUARY 1 TO DECEMBER 31								
Place of Use:									
ID Acres Govt	Lot <u>Qtr Sec Sec Twp Rge County</u>								
1 5.00	SESWSE 25 9N 6E MEAGHER								
<b>Total:</b> 5.00									

**Remarks:** 

DECEMBER 16, 2010

41J 198780-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 3,348 GPD PER FAMILY UNIT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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>41J 198781-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE							
Owners:	DAYNA L OGLE 61 CASTLE MOUNTAIN RD WHITE SULPHUR SPRINGS, MT 59645 9500							
	KENNETH C OGLE 61 CASTLE MOUNTAIN RD WHITE SULPHUR SPRINGS, MT 59645 9500							
Priority Date:	JUNE 30, 1958							
Type of Historical Right	: FILED							
Purpose(use):	INDUSTRIAL							
Flow Rate:	2.23 CFS							
Volume:	1.62 AC-FT							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and I	Means of Diversion:							
IDGovt I1Period of Diversion	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWSE 25 9N 6E MEAGHER a: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>								
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use: <u>ID Acres</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>							
1	SESWSE 25 9N 6E MEAGHER							

Page 2 of 2

#### Remarks:

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

198773-00 198781-00

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 SMITH RIVER BASIN 41J 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:	41J 198782-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	BEVERLY SAUSMAN RR 2 BOX 1195 MIFFLINTOWN, PA 17059							
Priority Date:	DECEMBER 31, 1880							
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:	GROUNDWATER							
Source Type:	GROUNDWATER							
*Point of Diversion and N	Means of Diversion:							
ID Govt I								
1	SWNENE 17 9N 6E MEAGHER							
	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	SWNENE 17 9N 6E MEAGHER							

**Remarks:** 

DECEMBER 16, 2010

41J 198782-00

Page 2 of 2

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:	41J 19878	<b>3-00</b> S	TATEM	IENT OF	- CLA	IM		
	Version:	1 ORI	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	1710 DEY (	JUNIATA LLC 1710 DEY COVE DR VIRGINIA BEACH, VA 23454						
<b>Priority Date:</b>	DECEMBE	R 31, 191	0					
Type of Historical Right	USE							
Purpose(use):	STOCK							
*Flow Rate:	CONSISTS DITCH SYS	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, U		) TRIE	UTARY	OF N	EWLAN CREEK		
Source Type:	SURF	ACE WA	TER					
*Point of Diversion and	Means of Dive	ersion:						
$\frac{ID}{1}$ Govt		<u>Qtr Sec</u> NWSW	<u>Sec</u> 30	<u>Twp</u> 11N		<u>County</u> MEAGHER		
Period of Diversion		-			7	MEAGHEIX		
Diversion Means:	LIVESTOC				RCE			
Period of Use:	JANUARY	1 TO DE	CEMB	ER 31				
Place of Use:								
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1	NE	NWSW	30	11N	7E	MEAGHER		

Page 2 of 2

#### Remarks:

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

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

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Water Right Number:	41J 19878	8 <b>4-00</b> S	TATEN		- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	DAYNA L ( 61 CASTLI WHITE SU	E MOUNT			59645	9500
	KENNETH 61 CASTLI WHITE SU	E MOUNT			59645	9500
<b>Priority Date:</b>	DECEMBE	R 30, 196	63			
Type of Historical Right	t: FILED					
Purpose(use):	STOCK					
Flow Rate:	2.23 CFS					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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:	GRO	UNDWAT	ER			
*Point of Diversion and	Means of Div	ersion:				
<u>ID</u> 1 <u>Govt</u>	s	<u>Qtr Sec</u> ESWSE	<u>Sec</u> 25	<u>Twp</u> 9N		<u>County</u> MEAGHER
Period of Diversion Diversion Means:	n: JANUARY WELL	1 TO DE	CEMBI	ER 31		
Period of Use:	JANUARY	1 TO DE	CEMB	ER 31		
Place of Use:						
ID <u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	S	ESWSE	25	9N	6E	MEAGHER

41J 198784-00

Page 2 of 2

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE 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.

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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:	41J 198785-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
*Owners:	JUNIATA LLC 1710 DEY COVE DR VIRGINIA BEACH, VA 23454				
<b>Priority Date:</b>	JUNE 15, 1966				
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 SPRING CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS BUCKINGHAM GULCH				
*Point of Diversion and Means of Diversion:					
$\underline{ID}_{1}$ <u>Govt</u>	Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County				

1 SESESW 25 11N 6E MEAGHER Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM DECEMBER 16, 2010 41J 198785-00 Page 2 of 2

Re	eservoir:	ONSTREAM					
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> SESESW		<u>Twp</u> 11N	<u>Rge</u> 6E	
	Diversion	to Reservoir:	DIVER	SION # <sup>·</sup>	1		
	Dam Heig	ght:	6.00	FEET			
	Depth:		5.00	FEET			
	Surface A	Area:	0.10	ACRES	5		
	Capacity	:	0.20	ACRE-I	FEET		
		•== ····	E RESERV /OIR DATA	•	ORKSHI	EET IN	I THE CLAIM FILE FOR ADDITIONAL
Period o	f Use:	JANUAI	RY 1 TO D	ECEMBI	ER 31		
Place of	Use:						
ID	<u>Acres</u> (	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			SESESW	25	11N	6E	MEAGHER

#### **Remarks:**

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

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Water Right Number:	41J 19878	<b>36-00</b> S	TATEN		- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	JUNIATA I 1710 DEY VIRGINIA	COVE DF		54		
<b>Priority Date:</b>	JULY 1, 19	910				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST: DITCH SY	S OF STO STEM. TI	CK DR	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 AND HIS	B PURP	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 C	REEK				
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and I	Means of Div	version:				
$\frac{ID}{1}$ Govt	SV	<u>Qtr Sec</u> VSWNW	<u>Sec</u> 25	<u>Тwp</u> 11N		<u>County</u> MEAGHER
Period of Diversion				-		
Diversion Means:	LIVESTO APRIL 1 T		-		KUE	
Period of Use:		UNOVER	VIDER	15		
Place of Use:	- ,	0 / 0	a	Ŧ		
ID <u>Acres Govt 1</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp		<u>County</u>
1	SV	VSWNW	25	11N	6E	MEAGHER

Page 2 of 2

#### **Remarks:**

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

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Water Right Number:	41J 198787	7-00 S	TATEN	IENT OF	- CLA	IM
	Version:	1 ORIO	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	JUNIATA LL 1710 DEY C VIRGINIA B	OVE DR		54		
<b>*Priority Date:</b>	DECEMBER	R 31, 190	00			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO TEM. 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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED	TRIBUT	ARY C	OF NEW	LAN C	CREEK
Source Type:	SURF	ACE WA	TER			
	ALSO KNO	WN AS T	RAIL (	CREEK		
*Point of Diversion and I	Means of Dive	ersion:				
$\frac{\mathbf{ID}}{1}$ Govt 1	Lot	<u>Qtr Sec</u> N2	<u>Sec</u> 30	<u>Тwp</u> 11N		<u>County</u> MEAGHER
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:						
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		N2	30	11N	7E	MEAGHER

Page 2 of 2

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Water Right Number:	41J 198788	<b>3-00</b> S	TATEN	IENT OF	- CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	BEVERLY S RR 2 BOX 1 MIFFLINTO	195				
<b>Priority Date:</b>	SEPTEMBE	R 30, 18	899			
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO TEM. TH	CK DR HE FLC	NKING	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:	UNNAMED	TRIBUT	ARY C	OF SMIT	H RIV	ER
Source Type:	SURF	ACE WA	TER			
*Point of Diversion and I	Means of Dive	rsion:				
<u>ID</u> 1 Period of Diversion		<u>Qtr Sec</u> N2 1 TO DE	Sec 17 CEMBI	<u>Twp</u> 9N FR 31		<u>County</u> MEAGHER
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use:	JANUARY	1 TO DE	CEMB	ER 31		
Place of Use:						
ID <u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		N2	17	9N	6E	MEAGHER

Page 2 of 2

#### **Remarks:**

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Water Right Number:	41J 198789-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUNIATA LLC 1710 DEY COVE DR VIRGINIA BEACH, VA 23454
<b>Priority Date:</b>	JUNE 10, 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:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
ID Govt	
1	SWNESE 25 11N 6E MEAGHER
Period of Diversior Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DAM
Reservoir: ON	ISTREAM
<u>Govt 1</u>	$\begin{array}{cccccccccccccccccccccccccccccccccccc$
Diversion to R	Reservoir: DIVERSION # 1
Period of Use:	JANUARY 1 TO DECEMBER 31

DECEMBER 16, 2010

41J 198789-00

Page 2 of 2

Place of Use:

ID	Acres Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1		SWNESE	25	11N	6E MEAGHER

#### Remarks:

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

198775-00 198789-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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 SMITH RIVER BASIN 41J 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:	41J 19879	<b>90-00</b> S	TATEM	IENT OF	- CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	JUNIATA I 1710 DEY VIRGINIA	COVE DR		54		
<b>Priority Date:</b>	JULY 1, 19	910				
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:	STOCK W ANIMAL U	ATERING	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,			UTARY	OF S	PRING CREEK
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> WNESE	<u>Sec</u> 25	<u>Twp</u> 11N		<u>County</u> MEAGHER
Diversion Means:	LIVESTO				RCE	
Period of Use:	JANUAR					
Place of Use:						
<u>ID</u> <u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	S	WNESE	25	11N	6E	MEAGHER

#### **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 SMITH RIVER BASIN 41J 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:	41J 19879	9 <b>1-00</b> S	TATEN		- CLA	IM
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	JUNIATA I 1710 DEY VIRGINIA	COVE DF		54		
<b>Priority Date:</b>	DECEMBE	R 31, 191	0			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	S OF STO STEM. TH	CK DR HE FLC	NKING	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:	UNNAME	) TRIBUT	ARY C	OF SPRI	NG CI	REEK
Source Type:	SURI	FACE WA	TER			
	ALSO KNO	OWN AS E	BUCKI	NGHAM	GULC	СН
*Point of Diversion and I	Means of Div	version:				
$\frac{ID}{1}$ Govt	<u>Lot</u>	<u>Qtr Sec</u> W2	<u>Sec</u> 25	<u>Тwp</u> 11N		<u>County</u> MEAGHER
Period of Diversion: APRIL 1 TO NOVEMBER 15 Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use:	APRIL 1 T		/BER <sup>·</sup>	15		
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		W2	25	11N	6E	MEAGHER

#### **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:	41J 198792-00	STATEM		- CLA	IM			
	Version: 1 O	RIGINAL	RIGHT					
	Status	s: AC	CTIVE					
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59	9421 0388	3					
<b>Priority Date:</b>	DECEMBER 7, 19	DECEMBER 7, 1904						
Type of Historical Right	t: FILED							
Purpose(use):	DOMESTIC							
Flow Rate:	2.50 CFS							
Volume:	1.00 AC-FT							
Households:	1							
Source Name:	TWO CREEK							
Source Type:	SURFACE V	VATER						
*Point of Diversion and	Means of Diversion:							
IDGovt1	<u>Lot</u> <u>Qtr Se</u> SESWNV				<u>County</u> MEAGHER			
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: PIPELINE								
Period of Use:	JANUARY 1 TO [	DECEMBI	ER 31					
Place of Use:								
ID <u>Acres</u> Govt	Lot <u>Qtr Se</u>	<u>ec</u> <u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>			
1	SESWNV	V 23	14N	3E	MEAGHER			

41J 198792-00

Page 2 of 2

#### Remarks:

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

198792-00 198808-00 198828-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE 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**

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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: 41J 198793-00 STATEMENT OF CLAIM								
	, cibioni,	ORIGINAL						
	Sta	itus: A	CTIVE					
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388							
Priority Date:	NOVEMBER 21, 1902							
Type of Historical Right	: FILED							
Purpose(use):	DOMESTIC							
Flow Rate:	2.50 CFS							
Volume:	2.37 AC-FT							
Households:	1							
Maximum Acres:	0.50							
Source Name:	TWO CREEK							
Source Type:	SURFAC	E WATER						
*Point of Diversion and I	Means of Diversion	on:						
<u>ID</u> <u>Govt 1</u>		Sec Sec	Twp		<u>County</u>			
1	SESW		14N	3E	MEAGHER			
Period of Diversion		O DECEMB	ER 31					
<b>Diversion Means:</b>	PIPELINE							
Period of Use:	JANUARY 1 T	O DECEMB	ER 31					
Place of Use:								
ID <u>Acres Govt I</u>	Lot Qtr	<u>Sec</u> <u>Sec</u>	Twp	Rge	<u>County</u>			
1 0.50	SESW	NW 23	14N	3E	MEAGHER			
<b>Total:</b> 0.50								

**Remarks:** 

41J 198793-00

Page 2 of 2

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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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE 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."

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Water Right Number:	41J 198794-00	STATEN		F CLA	IM			
		RIGINAL						
	Status	: A0	CTIVE					
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388							
*Priority Date:	OCTOBER 10, 18	99						
Type of Historical Right: FILED								
*Purpose(use):	MULTIPLE DOME	STIC						
Flow Rate:	80.80 GPM							
Volume:	65.16 AC-FT							
Households: 2								
Maximum Acres: 5.00								
Source Name:	SPRING, UNNAM	ed trie	BUTARY	OF T	WO CREEK			
Source Type:	SURFACE V	VATER						
	ALSO KNOWN AS	S COPE S	SPRING					
*Point of Diversion and I	Means of Diversion:							
<u>ID</u> <u>Govt 1</u>					County			
1	NWNESV			3E	MEAGHER			
	I: JANUARY 1 TO E PIPELINE	DECEMB	ER 31					
Period of Use:	JANUARY 1 TO [		ED 21					
Period of Use:	JANUARTITUL		EK SI					
Place of Use:								
ID <u>Acres Govt I</u>	Lot Qtr Se	<u>c</u> <u>Sec</u>	Twp	Rge	<u>County</u>			
1 5.00	SESENV	V 22	14N	3E	MEAGHER			
Total: 5.00								

DECEMBER 16, 2010

41J 198794-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED GW3 IS ABOUT 1910.

THE CLAIMED VOLUME EXCEEDS THE 15.5 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**

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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:	41J 198795-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT Status: ACTIVE							
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388							
<b>Priority Date:</b>	NOVEMBER 10, 1897							
Type of Historical Right: FILED								
*Purpose(use): Flow Rate:	• • •							
Volume:	2.77 AC-FT							
Households:	s: 2							
Maximum Acres:	0.50							
Source Name:	ONE CREEK							
Source Type:	SURFACE WATER							
*Point of Diversion and M	Aeans of Diversion:							
IDGovt I1Period of Diversion	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNE 21 14N 3E MEAGHER : JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	PIPELINE							
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 0.50 Total: 0.50	NESENW 22 14N 3E MEAGHER							

**Remarks:** 

41J 198795-00

Page 2 of 2

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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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE 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.

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Water Right Number:	41J 198796-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421						
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388						
Priority Date:	JUNE 1, 1914						
Type of Historical Right	: FILED						
*Purpose(use):	MULTIPLE DOMESTIC						
Flow Rate:	15.00 GPM						
Volume:	7.08 AC-FT						
Households:	2						
Maximum Acres:	2.00						
*Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
	SWEDES WELL						
*Point of Diversion and	Means of Diversion:						
<u>ID</u> <u>Govt</u>	Lot Qtr Sec Sec Twp Rge County SENENE 34 15N 3E CASCADE						
<b>Period of Diversior</b>	I: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31						

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	2.00	SENENE	34	15N	3E CASCADE
Total:	2.00				

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 10/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY GARY L. AND VIOLA K. ANDERSON , PO BOX 270 , ULM, MT , 59485-270.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 198797-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421						
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388						
Priority Date:	JUNE 1, 1914						
Type of Historical Right	: FILED						
*Purpose(use):	MULTIPLE DOMESTIC						
Flow Rate:	5.00 GPM						
Volume:	2.77 AC-FT						
Households:	2						
Maximum Acres:	0.50						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
	ALSO KNOWN AS CRAIG WELL						
Point of Diversion and	Means of Diversion:						
$\frac{\mathbf{ID}}{1}$ Govt	LotQtr SecSecTwpRgeCountyNESENW3415N3ECASCADE						
Period of Diversion	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>							
Period of Use:	JANUARY 1 TO DECEMBER 31						

**DECEMBER 16, 2010** 41J 198797-00

Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	0.50	NESENW	34	15N	3E CASCADE
Total:	0.50				

#### **Remarks:**

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

198797-00 198806-00

.....

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO **OBJECTIONS ARE FILED.** 

AS OF 10/1/2005, THIS WATER RIGHT APPEARS TO BE OWNED BY GARY L. AND VIOLA K. ANDERSON, PO BOX 270, ULM, MT, 59485-0270. 

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198798-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE						
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388						
<b>*Priority Date:</b>	APRIL 6, 1915						
*Type of Historical Right	L: USE						
*Purpose(use): Flow Rate:	MULTIPLE DOMESTIC 27.00 GPM						
Volume:	25.52 AC-FT						
Households:	4						
Maximum Acres:	8.00						
Source Name:	SPRING, UNNAMED TRIBUTARY OF MUD GULCH						
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> NWSWSW 10 14N 3E MEAGHER						
	a: JANUARY 1 TO DECEMBER 31						
Diversion Means:							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County						
1 8.00	NWSWSW 10 14N 3E MEAGHER						
<b>Total:</b> 8.00							

41J 198798-00

Page 2 of 2

#### Remarks:

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

198798-00 198810-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-133 , DATED 09181979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

VOLUME MAY BE EXCESSIVE. BASED ON THE FLOW RATE AND PERIOD OF USE, THE SYSTEM WOULD HAVE TO RUN 14 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**

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Water Right Number:	<b>41J 198799-00</b> Version: 1 O Status	RIGINAL		- CLAI	Μ		
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59	9421 0388	3				
<b>Priority Date:</b>	JUNE 6, 1911						
Type of Historical Right	Type of Historical Right: FILED						
*Purpose(use):	MULTIPLE DOME	STIC					
Flow Rate:	6.00 GPM						
Volume:	12.56 AC-FT						
Households:	2						
Maximum Acres:	4.00						
Source Name:	SPRING, UNNAM	ED TRIB	UTARY	OF M	UD GULCH		
Source Type:	GROUNDW	ATER					
*Point of Diversion and I	Means of Diversion:						
ID Govt I	Lot <u>Qtr Se</u> SWSWNV		<u>Twp</u> 14N		<u>County</u> MEAGHER		
	: JANUARY 1 TO [	DECEMBE	ER 31				
<b>Diversion Means:</b>							
Period of Use:	JANUARY 1 TO [	DECEMBE	-R 31				
Place of Use:					-		
<u>ID</u> <u>Acres Govt I</u>	Lot Qtr Se	<u>c</u> <u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>		
1 4.00	SWSWNV	V 14	14N	3E	MEAGHER		
<b>Total:</b> 4.00							

#### 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.

198799-00 198812-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198800-00 Version: 1 ( Statu	ORIGINAL		<sup>-</sup> CLAIM
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 5		3	
<b>Priority Date:</b>	JUNE 6, 1911			
Type of Historical Right	t: FILED			
Purpose(use):	DOMESTIC			
Flow Rate:	282.74 GPM			
Volume:	2.37 AC-FT			
Households:	1			
Maximum Acres:	0.50			
Source Name:	SPRING, UNNAI	MED TRIE	BUTARY	OF MUD GULCH
Source Type:	SURFACE	WATER		
*Point of Diversion and	Means of Diversion	:		
IDGovt1	Lot <u>Qtr S</u> SWSWN		<u>Twp</u> 14N	RgeCounty3EMEAGHER
	n: JANUARY 1 TO	DECEMB	ER 31	
Diversion Means:				
Period of Use:	JANUARY 1 TO	DECEMBI	ER 31	
Place of Use:		a a	m	
ID <u>Acres Govt</u>	Lot Qtr S	ec <u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>
1 0.50	SWSWN	W 14	14N	3E MEAGHER
<b>Total:</b> 0.50				

#### Remarks:

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

198800-00 198814-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE 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.

Water Right Number:	ater Right Number: 41J 198801-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421					
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388					
Priority Date:	JUNE 23, 1934					
Type of Historical Right	: FILED					
Purpose(use):	DOMESTIC					
Flow Rate:	5.00 GPM					
Volume:	0.60 AC-FT					
Households:	1					
Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER					
Source Type:	SURFACE WATER					
*Point of Diversion and I	Means of Diversion:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$						
Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 BUCKET					
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	SESWSW 5 14N 4E MEAGHER					

### 41J 198801-00

Page 2 of 2

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 10/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY ALEXANDRA M. ELLSWORTH, TRUSTEE , MCMICKING AND CO. , 500 SANSOME STREET, STE 608 , SAN FRANCISCO, CA 94111-3222.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	Water Right Number: 41J 198802-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421				
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388				
Priority Date:	JUNE 23, 1934				
Type of Historical Right	FILED				
*Purpose(use):	MULTIPLE DOMESTIC				
Flow Rate:	0.50 GPM				
Volume:	1.20 AC-FT				
Households:	2				
Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER				
Source Type:	SURFACE WATER				
*Point of Diversion and I	Aeans of Diversion:				
ID Govt 1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESENW 7 14N 4E MEAGHER				
	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>					
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	SESENW 7 14N 4E MEAGHER				

#### Remarks:

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

198802-00 200348-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

AS OF 10/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY ALEXANDRA M. ELLSWORTH, TRUSTEE , MCMKING AND CO. , 500 SANSOME STREET, STE 608 , SAN FRANCISCO, CA 94111-3222.

THE CLAIMED PRIORITY DATE DIFFERS FROM THE EARLIEST DATE ON THE FILED NOTICE. THE CLAIMED PRIORITY DATE CANNOT BE SUBSTANTIATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 198803-0	0 STAT	EMENT OF	CLAIM	
	Version: 1	ORIGIN	AL RIGHT		
	St	atus:	ACTIVE		
Owners:	ELAINE F CO P0 BOX 388 CASCADE, M		388		
Priority Date:	OCTOBER 10	, 1899			
Type of Historical Right	: FILED				
*Purpose(use):	MULTIPLE DO	DMESTIC			
Flow Rate:	12.50 CFS				
Volume:	2.77 AC-FT				
Households:	2				
Maximum Acres:	0.50				
Source Name:	TWO CREEK				
Source Type:	SURFAC	E WATER	R		
*Point of Diversion and I	Means of Divers	ion:			
ID Govt I		t <mark>r Sec</mark> <u>Se</u> WSE 2		$\frac{Rge}{3E} \frac{C}{M}$	<u>ounty</u> EAGHER
Period of Diversion	: JANUARY 1 1		/IBER 31		
<b>Diversion Means:</b>	PIPELINE				
Period of Use:	JANUARY 1		/IBER 31		
Place of Use:					
ID Acres Govt I	Lot Qt	<u>ar Sec</u> <u>Se</u>	<u>c Twp</u>	<u>Rge</u> <u>C</u>	ounty
1 0.50	SWS	WSE 2	2 14N	3E M	EAGHER
<b>Total:</b> 0.50					

#### Remarks:

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

198803-00 198815-00 198824-00

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198803-00 198815-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE 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.

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### **IMPORTANT NOTICE**

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Water Right Number:	41J 198804-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
Priority Date:	NOVEMBER 7, 1898
Type of Historical Right	:: FILED
Purpose(use):	DOMESTIC
Flow Rate:	5.00 CFS
Volume:	1.30 AC-FT
Households:	1
Maximum Acres:	0.25
Source Name:	TWO 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> SESWSE 21 14N 3E MEAGHER
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DITCH
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 0.25	SWSWSE 22 14N 3E MEAGHER
<b>Total:</b> 0.25	

#### Remarks:

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

198804-00 198823-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE 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."

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

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Water Right Number:	41J 198805-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421			
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388			
<b>Priority Date:</b>	JUNE 23, 1934			
Type of Historical Righ	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:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
	SESWSW 5 14N 4E MEAGHER			
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE				
Diversion means:				

DECEMBER 16, 2010

41J 198805-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SESWSW	5	14N	4E MEAGHER

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 07/10/2008 , THIS WATER RIGHT APPEARS TO BE OWNED BY ALEXANDRA M. ELLSWORTH, TRUSTEE , MCMICKING AND CO. , 500 SANSOME STREET, STE 608 , SAN FRANCISCO, CA 94111-3222.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198806-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421			
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388			
<b>Priority Date:</b>	JUNE 1, 1914			
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 CRAIGS			
Point of Diversion and	Means of Diversion:			
<u>ID</u> 1 <u>Govt</u>	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NESENW 34 15N 3E CASCADE			
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31			

DECEMBER 16, 2010

41J 198806-00

Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1		NESENW	34	15N	3E CASCADE

#### Remarks:

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

198797-00 198806-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 10/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY GARY L. AND VIOLA K. ANDERSON , PO BOX 270 , ULM, MT , 59485-0270.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198807-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421				
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388				
Priority Date:	JUNE 1, 1914				
Type of Historical Right	t: FILED				
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				
	ALSO KNOWN AS SWEDES				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1 <u>Govt</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNENE 34 15N 3E CASCADE				
Period of Diversion Diversion Means:	Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				

DECEMBER 16, 2010 41J 198807-00

Page 2 of 2

**Place of Use:** 

ID	Acres Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWNENE	34	15N	3E CASCADE

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 10/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY GARY L. AND VIOLA K. ANDERSON , PO BOX 270 , ULM, MT , 59485-0270.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 198808-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
<b>Priority Date:</b>	DECEMBER 7, 1904
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:	TWO CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1}$ Govt	LotQtr SecSecTwpRgeCountyS2NE2214N3EMEAGHER
Period of Diversior	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	NESW 22 14N 3E MEAGHER
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
3	N2 23 14N 3E MEAGHER n: JANUARY 1 TO DECEMBER 31

DECEMBER 16, 2010 41J 198808-00

Page 2 of 3

Point of Diversion and Means of Diversion:							
ID	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
4			NWNW	24	14N	3E	MEAGHER
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversi	on Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
Period of Us	se:	JANUARY	' 1 TO DE(	CEMBE	R 31		
Place of Use:							
<u>ID</u>	Acres Govt L	<u>ot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>

1	S2NE	22	14N	3E MEAGHER
2	NESW	22	14N	3E MEAGHER
3	N2	23	14N	3E MEAGHER
4	NWNW	24	14N	3E MEAGHER

#### **Remarks:**

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

198792-00 198808-00 198828-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON LAND OWNED BY NICHOLAS BONFILIO.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 198808-00 Page 3 of 3

# PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198809-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	DORIS B MCMICKING 25 ECKER ST SAN FRANCISCO, CA 94123
	HENRY A MCMICKING 25 ECKER ST SAN FRANCISCO, CA 94123
	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388
	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 8, 1924
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.

DECEMBER 16, 2010

41J 198809-00

Page 2 of 2

Source Name:	SMITH RIVER				
Source Type:	SURFACE WATER				

Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1		E2	12	14N	3E	MEAGHER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversio	n Means: LIVESTC	OCK DIREC	T FRO	M SOU	RCE	
Period of Use	JANUAR	Y 1 TO DE	CEMB	ER 31		
Place of Use:						

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		E2	12	14N	3E MEAGHER

### 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 SMITH RIVER BASIN 41J 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:	41J 1988 <sup>-</sup>	1 <b>0-00</b> S	TATEM	IENT OF	- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	ELAINE F P0 BOX 38 CASCADE	38	21 0388	3		
*Priority Date:	APRIL 6, 1	915				
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST: DITCH SY	S OF STO STEM. TI	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 ANIMAL U	ATERING	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, I	UNNAME	) TRIE	BUTARY	OF N	IUD GULCH
Source Type:	SUR	FACE WA	TER			
Point of Diversion and	Means of Div	version:				
<u>ID</u> <u>Govt</u>		Qtr Sec	Sec	<u>Twp</u>		County
1 Period of Diversior		VSWSW	10 СЕМВІ	14N	3E	MEAGHER
Diversion Means:	LIVESTO				RCE	
Period of Use:	JANUARY				.02	
Place of Use:						
<u>ID</u> <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	NV	vswsw	10	14N	3E	MEAGHER

41J 198810-00 Page 2 of 2

#### Remarks:

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

198798-00 198810-00

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 SMITH RIVER BASIN 41J 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:	41J 19881	1 <b>-00</b> S	TATEN	IENT OF	- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	ELAINE F P0 BOX 38 CASCADE	38	21 0388	3		
<b>Priority Date:</b>	NOVEMBE	R 21, 190	02			
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	ATERING NIT. ANIN	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:	TWO CRE	EK				
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and M	Means of Div	ersion:				
ID Govt I	Lot	<u>Qtr Sec</u> S2NE	<u>Sec</u> 22	<u>Twp</u> 14N		<u>County</u> MEAGHER
Period of Diversion	: JANUARY	1 TO DE	CEMBE	ER 31		
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
2		NESW	22	14N	3E	MEAGHER
Period of Diversion						
<b>Diversion Means:</b>	LIVESTO			M SOUI		
3		N2	23	14N	3E	MEAGHER
Period of Diversion Diversion Means:	LIVESTO				RCE	

DECEMBER 16, 2010 41J 198811-00

Page 2 of 2

*Point of Diversion and Means of Diversion:				
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp
4		W2NW	24	14N
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 Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		S2NE	22	14N	3E MEAGHER
2		NESW	22	14N	3E MEAGHER
3		N2	23	14N	3E MEAGHER
4		W2NW	24	14N	3E MEAGHER

#### **Remarks:**

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

Rge County 3E MEAGHER

198811-00 198829-00

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 SMITH RIVER BASIN 41J 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:	41J 198812-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
<b>Priority Date:</b>	JUNE 6, 1911
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF MUD GULCH
Source Type:	SURFACE WATER
	ALSO KNOWN AS MUD GULCH SPRING
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> NWSWNW 14 14N 3E MEAGHER
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u> Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	NWSWNW 14 14N 3E MEAGHER

41J 198812-00

Page 2 of 2

#### Remarks:

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

198799-00 198812-00

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 SMITH RIVER BASIN 41J 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:	41J 198813-00	STATEN		= CLA	IM		
	Version: 1 Of	RIGINAL	RIGHT				
	Status	: AG	CTIVE				
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388						
<b>Priority Date:</b>	JUNE 19, 1912						
Type of Historical Righ	t: FILED						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS OF ST DITCH SYSTEM.	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, UNNAM	ED TRIE	BUTARY	OF N	IUD GULCH		
Source Type:	SURFACE W	ATER					
	ALSO KNOWN AS	MUD G	ULCH S	PRIN	G		
Point of Diversion and	Means of Diversion:						
IDGovt1	Lot Qtr Se NWSWNW		<u>Тwp</u> 14N		<u>County</u> MEAGHER		
Period of Diversion Diversion Means:	Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use:	JANUARY 1 TO D						
Place of Use:							
<u>ID Acres Govt</u>	Lot Qtr Se	Sec	Twp	Rge	<u>County</u>		
1	NWSWNW	14	14N	3E	MEAGHER		

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 198814-00	STATE	MENT O	F CLA	IM			
	Version: 1 C	Version: 1 ORIGINAL RIGHT						
	Statu	s: A	CTIVE					
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 5							
<b>Priority Date:</b>	JUNE 6, 1911							
Type of Historical Righ	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:	SPRING, UNNAM		BUTARY	OF N	IUD GULCH			
Source Type:	SURFACE	VATER						
	ALSO KNOWN A	S MUD (	GULCH S	PRIN	G			
Point of Diversion and	Means of Diversion							
IDGovt1	Lot Qtr S NWSWN		<u>Тwp</u> 14N		<u>County</u> MEAGHER			
	n: JANUARY 1 TO	-	-					
<b>Diversion Means:</b>	LIVESTOCK DIR			RCE				
Period of Use:	JANUARY 1 TO	DECEME	3ER 31					
Place of Use:								
ID Acres Govt	Lot Qtr S	<u>ec</u> <u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>			
1	NWSWN	V 14	14N	3E	MEAGHER			

41J 198814-00

Page 2 of 2

#### Remarks:

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

198800-00 198814-00

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 SMITH RIVER BASIN 41J 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:	41J 198815-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388						
<b>Priority Date:</b>	OCTOBER 10, 1899						
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:	TWO CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and	Means of Diversion:						
ID Govt	LotQtr SecSecTwpRgeCountyS2NE2214N3EMEAGHER						
Period of Diversion	n: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE						
2	NESW 22 14N 3E MEAGHER						
Period of Diversion	n: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE						
3	N2 23 14N 3E MEAGHER						
	n: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE						

DECEMBER 16, 2010 41J 198815-00

Page 2 of 3

*Point of Diversion	and	Means	of Div	ersio	n:	

ID	Govt Lot		<b>Qtr Sec</b>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>	
4			W2NW	24	14N	3E	MEAGHER	
Perio	d of Diversion	JANUARY	1 TO DE	CEMBE	ER 31			
Diver	sion Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE		
Period of Use: JANUARY		1 TO DE	CEMBE	ER 31				
Place of U	se:							
ID	<u>Acres</u> Govt L	<u>ot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>	
1			S2NE	22	14N	3E	MEAGHER	
2			NESW	22	14N	ЗE	MEAGHER	

# 2 NESW 22 14N 3E MEAGHER 3 N2 23 14N 3E MEAGHER 4 W2NW 24 14N 3E MEAGHER

#### Remarks:

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

198803-00 198815-00 198824-00

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.

198803-00 198815-00

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." DECEMBER 16, 2010 41J 198815-00 Page 3 of 3

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198816-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388						
<b>Priority Date:</b>	NOVEMBER 10, 1897						
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:	ONE CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and I	Means of Diversion:						
ID Govt	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNE 21 14N 3E MEAGHER						
Period of Diversion	n: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE						
2	NE 22 14N 3E MEAGHER						
Period of Diversion	n: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE						
3	NENENW 22 14N 3E MEAGHER						
	n: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE						

DECEMBER 16, 2010 41J 198816-00

Page 2 of 2

\*Point of Diversion and Means of Diversion:

ID Govt L	ot Qtr Sec	<u>Sec</u>	Twp	Rge	<b>County</b>	
4	NWSWNW	22	14N	3E	MEAGHER	
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIREC	T FRO	M SOUI	RCE		
Period of Use:	JANUARY 1 TO DE	CEMBE	ER 31			
Place of Use: <u>ID Acres Govt L</u>	ot <u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	

1	SWSWNE	21	14N	3E MEAGHER
2	NE	22	14N	3E MEAGHER
3	NENENW	22	14N	3E MEAGHER
4	NWSWNW	22	14N	3E MEAGHER

#### Remarks:

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

198816-00 198830-00

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 SMITH RIVER BASIN 41J 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:	41J 198817-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388						
<b>Priority Date:</b>	JULY 20, 1946						
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:	666.08 AC-FT						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF TWO CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and I	Means of Diversion:						
ID Govt							
	NENESW 22 14N 3E MEAGHER						
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM						
*Reservoir: ON	STREAM Reservoir Name: FISH POND						
Govt ]	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NENESW 22 14N <u>3E</u> MEAGHER						
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: DIVERSION # 1 14.00 FEET 10.00 FEET 1.00 ACRES 4.00 ACRE-FEET						
	THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						

DECEMBER 16, 2010

41J 198817-00

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		NENESW	22	14N	3E MEAGHER

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 165 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.

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# PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

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Water Right Number:	41J 198818-00 STATEMENT OF CLAIM						
	Version:	1 OR	GINAL I	RIGHT			
		Status:	AC	TIVE			
Owners:	P0 BOX 38	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388					
Priority Date:	JUNE 25, 2	1950					
Type of Historical Right	:USE						
Purpose(use):		AGRICULTURAL SPRAYING THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.					
*Flow Rate:	A SPECIFI ONSTREA			HAS NC	DT BEE	EN DECREED FOR THIS USE FROM THIS	
Volume:	0.05 AC-F	Г					
Source Name:	TWO CRE	EK					
Source Type:	SURF	FACE WA	ATER				
Point of Diversion and I	Means of Div	ersion:					
<u>ID</u> <u>Govt I</u>		<u>Qtr Sec</u>	Sec	<u>Twp</u>		County	
1 Period of Diversion			22	14N	3E	MEAGHER	
Diversion Means:	DAM	TIODE		.11 01			
Reservoir: ONS	STREAM	Reservo	ir Name	: COP	E DAN	1	
<u>Govt I</u>		<u>Qtr Sec</u> ENESW	<u>Sec</u> 22	<u>Twp</u> 14N	<u>Rge</u> 3E	<u>County</u> MEAGHER	
Diversion to R	eservoir:	DIVERS	SION # 1				
Dam Height:		13.00					
Depth:		10.00					
Surface Area:			ACRES ACRE-F	CCT			
Capacity:		1.20					

# 41J 198818-00

Page 2 of 3

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

**Period of Use:** 

**JANUARY 1 TO DECEMBER 31** 

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		S2	10	14N	3E MEAGHER
2		SW	11	14N	3E MEAGHER
3			14	14N	3E MEAGHER
4			16	14N	3E MEAGHER
5			22	14N	3E MEAGHER
6			23	14N	3E MEAGHER
		ACE OF US			IERAL AREA WITHIN A FIVE MILE RADIUS OF

#### Remarks:

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

198818-00 198819-00 198821-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON STATE 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." DECEMBER 16, 2010 41J 198818-00 Page 3 of 3

# PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198819-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
<b>Priority Date:</b>	JUNE 25, 1950
Type of Historical Right	: USE
Purpose(use):	FIRE PROTECTION
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.
Source Name:	TWO CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	NENESW 22 14N 3E MEAGHER
Period of Diversion Diversion Means:	DAM DAM
Reservoir: ON	STREAM Reservoir Name: COPE DAM
Govt	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENESW 22 14N <u>3E</u> MEAGHER
Diversion to R	eservoir: DIVERSION # 1
Dam Height:	13.00 FEET
Depth:	10.00 FEET
Surface Area:	0.30 ACRES
Capacity:	1.20 ACRE-FEET

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Page 2 of 3

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

**Period of Use:** 

JANUARY 1 TO DECEMBER 31

Place of Use:

I lace of	Use.				
ID	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	3	W2	1	14N	3E MEAGHER
2	4	W2	1	14N	3E MEAGHER
3			2	14N	3E MEAGHER
4	1	E2	3	14N	3E MEAGHER
5	2	E2	3	14N	3E MEAGHER
6			10	14N	3E MEAGHER
7			11	14N	3E MEAGHER
8		W2	12	14N	3E MEAGHER
9			14	14N	3E MEAGHER
10			15	14N	3E MEAGHER
11			22	14N	3E MEAGHER
12			23	14N	3E MEAGHER
13			5	14N	4E MEAGHER
14			7	14N	4E MEAGHER
15			34	15N	3E MEAGHER
16			35	15N	3E MEAGHER

#### **Remarks:**

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

198818-00 198819-00 198821-00

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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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

MEAGHER COUNTY RECORDS AS OF 08/25/2005 SHOWS PORTIONS OF THE PLACE OF USE AS OWNED BY GARY L. ANDERSON.

THE CLAIMED PLACE OF USE MAY BE IN QUESTION. REVIEW OF THE AVAILABLE DATA (CLAIMANT MAP) DOES NOT CLEARLY IDENTIFY THE 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. DECEMBER 16, 2010 41J 198819-00 Page 3 of 3

> COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 198820-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
<b>Priority Date:</b>	JUNE 10, 1919
Type of Historical Right	: USE
Purpose(use):	FISH AND WILDLIFE
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	7,482.54 AC-FT
Source Name:	TWO CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
$\underline{ID}$ <u>Govt</u>	
1 Pariad of Divarsian	NENESW 22 14N 3E MEAGHER I: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
Reservoir: ON	STREAM Reservoir Name: COPE DAM
<u>Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENESW 22 14N 3E MEAGHER
Diversion to R	eservoir: DIVERSION # 1
Dam Height:	14.00 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.

DECEMBER 16, 2010

41J 198820-00

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		NENESW	22	14N	3E MEAGHER

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 1870 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."

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198821-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
<b>Priority Date:</b>	JUNE 25, 1950
Type of Historical Right	: USE
Purpose(use):	RECREATION
	THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	3.44 AC-FT
Source Name:	TWO CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Aeans of Diversion:
<u>ID</u> <u>Govt I</u>	
1 Dominal of Dividuation	NENESW 22 14N 3E MEAGHER : JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
Reservoir: ON	STREAM Reservoir Name: COPE DAM
<u>Govt I</u>	<u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENESW 22 14N 3E MEAGHER
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: DIVERSION # 1 13.00 FEET 10.00 FEET 0.30 ACRES 1.20 ACRE-FEET

Page 2 of 2

		THE CAPACITY, DA DNRC.	M HEI	GHT, AN	ND SURFACE AREA HAVE BEEN ESTIMATED BY	
Period of	f Use:	JANUARY 1 TO DE	CEMB	ER 31		
Place of	Use:					
<u>ID</u>	<u>Acres</u> <u>Govt L</u>	ot <u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1		NENESW	22	14N	3E MEAGHER	

#### **Remarks:**

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

198818-00 198819-00 198821-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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."

# PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198822-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
<b>Priority Date:</b>	AUGUST 30, 1897
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	: 4 - MODERATELY LOW
Maximum Acres:	120.00
Source Name:	SPRING, UNNAMED TRIBUTARY OF MUD GULCH
Source Type:	SURFACE WATER
	ALSO KNOWN AS MUD SPRING
Point of Diversion and <b>N</b>	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> NWSWNE 16 14N 3E MEAGHER
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DIKE
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>
1 120.00	N2 15 14N 3E MEAGHER
Total: 120.00	

41J 198822-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-133 , DATED 09/18/1979 , APPEARS TO INDICATE 50 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 198823-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
<b>Priority Date:</b>	NOVEMBER 7, 1898
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:	: 4 - MODERATELY LOW
Maximum Acres:	160.00
Source Name:	TWO CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
ID Govt I	SESWSE 21 14N 3E MEAGHER
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use: ID Acres Govt I	ot Otr Soc Soc Two Dec County
1 <u>160.00</u> Total: 160.00	SE 22 14N 3E MEAGHER

Page 2 of 2

#### 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.

198823-00 198824-00 198825-00

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.

198804-00 198823-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-133 , DATED 09/18/1979 , 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:	41J 198824-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388		
Priority Date:	OCTOBER 10, 1899		
Type of Historical Right	: FILED		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
*Flow Rate:	7.20 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.		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area: 4 - MODERATELY LOW			
Maximum Acres:	190.00		
Source Name:	TWO CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
$\underline{ID}_{1}$ <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SESWSE 21 14N 3E MEAGHER		
Pariod of Diversion	: JANUARY 1 TO DECEMBER 31		
Diversion Means:	DIKE		
Period of Use:	JANUARY 1 TO DECEMBER 31		

DECEMBER 16, 2010

41J 198824-00

Page 2 of 3

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	160.00	SE	22	14N	3E MEAGHER
2	30.00	NESW	22	14N	3E MEAGHER
Total:	190.00				

#### 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.

198823-00 198824-00 198825-00

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.

198803-00 198815-00 198824-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 273-133 , DATED SEPT. 18, 1979 , 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." DECEMBER 16, 2010 41J 198824-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	41J 198825-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388			
Priority Date:	JULY 7, 1919			
Type of Historical Right	: FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	4.55 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.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area: 4 - MODERATELY LOW				
Maximum Acres:	120.00			
Source Name:	TWO CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and N	Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> SESWSE 21 14N 3E MEAGHER			
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE			
Period of Use:	JANUARY 1 TO DECEMBER 31			

DECEMBER 16, 2010

41J 198825-00

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	80.00	N2SE	22	14N	3E MEAGHER
2	40.00	SESE	22	14N	3E MEAGHER
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.

198823-00 198824-00 198825-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

THE MEAGHER COUNTY WATER RESOURCES SURVEY ( 1950 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-133 , DATED 09/18/1979 , 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:	41J 198826	<b>5-00</b> S	TATEN	IENT OI	F CLA	IM
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	ELAINE F C P0 BOX 388 CASCADE,	3	21 0388	3		
<b>Priority Date:</b>	JULY 7, 191	9				
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATIO	N				
Irrigation Type:	FLOOD					
Flow Rate:	2.50 CFS					
*Volume:						RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Climatic Area	: 4 - MODER	ATELY L	OW			
Maximum Acres:	80.00					
Source Name:	ONE CREE	К				
Source Type:	SURFACE WATER					
Point of Diversion and I	Aeans of Dive	rsion:				
ID Govt I		<u>Qtr Sec</u> SWNE	<u>Sec</u> 21	<u>Twp</u> 14N	<u>Rge</u> 3E	<u>County</u> MEAGHER
Period of Diversion	: JANUARY	1 TO DE	CEMBE	ER 31		
<b>Diversion Means:</b>	DIKE					
Ditch Name:	COPE DITC	CH				
Period of Use:	JANUARY	1 TO DE	CEMB	ER 31		
Place of Use:						
ID Acres Govt I	lot	Qtr Sec	<u>Sec</u>	Twp	Rge	County
1 80.00		S2NW	22	14N	3E	MEAGHER
<b>Total:</b> 80.00						

#### 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.

198826-00 198830-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

THE MEAGHER COUNTY WATER RESOURCES SURVEY FIELD NOTES (1950) INDICATE THAT 33 ACRES WERE IRRIGATED BY THIS FILED APPROPRIATION RIGHT.

USDA AERIAL PHOTOGRAPH NO(S). 279-133 , DATED 09/18/1979 , APPEARS TO INDICATE 44 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.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198827-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388		
Priority Date:	MAY 20, 1915		
Type of Historical Right	USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	0.50 GPM		
	PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.		
*Volume:	PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.		
Climatic Area	4 - MODERATELY LOW		
Maximum Acres:	10.00		
Source Name:	UNNAMED TRIBUTARY OF SMITH RIVER		
Source Type:	SURFACE WATER		
*Point of Diversion and N	Aeans of Diversion:		
<u>ID</u> <u>Govt I</u>			
1 D	SENWNE 14 14N 3E MEAGHER		
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM		

	*Reservoir:	ONSTREAM	Reservoi	r Name	: RATL	.OFF I	DAM
		<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNE	<u>Sec</u> 14	<u>Twp</u> 14N	<u>Rge</u> 3E	<u>County</u> MEAGHER
	Diversio	n to Reservoir:	DIVERS	ION # 1			
	Dam He	ight:	13.00 F	FEET			
	Depth:		10.00	FEET			
	Surface	Area:	0.13 /	ACRES			
	Capacity	y:	0.52 /	ACRE-F	EET		
		THE CA DNRC.	APACITY, DA	M HEIG	GHT, AN	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Peri	od of Use:	JANUA	RY 1 TO DE	CEMBE	R 31		
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 10.00		SENWNE	14	14N	3E	MEAGHER
Tota	l: 10.00						

#### 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.

198827-00 200344-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-135 , DATED 09/18/1979 , 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." DECEMBER 16, 2010 41J 198827-00 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:	41J 198828-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388		
Priority Date:	DECEMBER 7, 1904		
Type of Historical Right	: FILED		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
*Flow Rate:	17.00 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.		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	Climatic Area: 4 - MODERATELY LOW		
Maximum Acres:	10.00		
Source Name:	TWO CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SESWNW 23 14N 3E MEAGHER		
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE		
Period of Use:	JANUARY 1 TO DECEMBER 31		

DECEMBER 16, 2010

41J 198828-00

Page 2 of 3

#### 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	SESWNW	23	14N	3E MEAGHER
Total:	10.00				

#### Remarks:

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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.

198828-00 198829-00

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.

198792-00 198808-00 198828-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-135 , DATED 09/18/1979 , 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." DECEMBER 16, 2010 41J 198828-00 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:	41J 198829-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
Priority Date:	NOVEMBER 21, 1902
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	: 4 - MODERATELY LOW
Maximum Acres:	160.00
Source Name:	TWO CREEK
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> SESWNW 23 14N 3E MEAGHER
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use: ID Acres Govt I	ot Otr Sec Sec Two Bas County
1 <u>160.00</u> Total: 160.00	NW 23 14N 3E MEAGHER

#### 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.

#### 198828-00 198829-00

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.

198811-00 198829-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-135 , DATED 09/18/1979 , 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:	41J 198830-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
<b>Priority Date:</b>	NOVEMBER 10, 1897
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	3.75 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	120.00
Source Name:	ONE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
IDGovt I1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNE 21 14N 3E MEAGHER
Period of Diversion Diversion Means: Ditch Name:	: JANUARY 1 TO DECEMBER 31 DIKE COPE DITCH
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>
1 120.00	S2NW 22 14N 3E MEAGHER
Total: 120.00	

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.

198826-00 198830-00

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.

198816-00 198830-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

THE MEAGHER COUNTY WATER RESOURCES SURVEY FIELD NOTES (1949) APPEAR TO INDICATE 33 ACRES IRRIGATED BY WATER DIVERTED FROM ONE CREEK.

USDA AERIAL PHOTOGRAPH NO(S). 279-133 , DATED 09/18/1979 , APPEARS TO INDICATE 44 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.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198831-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388
<b>Priority Date:</b>	APRIL 15, 1905
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	: 4 - MODERATELY LOW
Maximum Acres:	160.00
Source Name:	UNNAMED TRIBUTARY OF SMITH RIVER
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt</u>	<u>Lot Qtr Sec Sec Twp Rge County</u>
1	1 E2 2 14N 3E MEAGHER
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DIKE
	THE POINT OF DIVERSION IS LOCATED IN HOMESTEAD ENTRY SURVEY 8249.

DECEMBER 16, 2010

41J 198831-00

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	160.00		2	14N	3E MEAGHER
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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

AS OF 10/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY GARY L. AND VIOLA K. ANDERSON , PO BOX 270 , ULM, MT , 59485-0270.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-135 , DATED 09/18/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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 SMITH RIVER BASIN 41J 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:	41J 198901-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
<b>Priority Date:</b>	JUNE 30, 1898					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
*Flow Rate:	12.32 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.					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area: 4 - MODERATELY LOW						
Maximum Acres:	325.20					
Source Name:	BIG BIRCH CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> NENENE 16 9N 5E MEAGHER					
Period of Diversion	: MAY 1 TO SEPTEMBER 10					
<b>Diversion Means:</b>	HEADGATE					
Period of Use:	MAY 1 TO SEPTEMBER 10					

DECEMBER 16, 2010 41J 198901-00

Page 2 of 2

#### Place of Use:

ID	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	301.30		12	9N	5E MEAGHER
2	23.90	E2E2	7	9N	6E MEAGHER
Total:	325.20				

#### 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.

198901-00 198902-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BIRCH CREEK WITH A PRIORITY DATE PREDATING CASE NO. 1583 MEAGHER 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:	41J 198902-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645						
<b>Priority Date:</b>	MAY 15, 1958						
Type of Historical Right	: FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
*Flow Rate:	12.32 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.						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area: 4 - MODERATELY LOW							
Maximum Acres:	325.20						
*Source Name:	LITTLE BIRCH CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
ID Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SESWNW 15 9N 5E MEAGHER						
Period of Diversion	: MAY 1 TO SEPTEMBER 10						
<b>Diversion Means:</b>	HEADGATE						
Period of Use:	MAY 1 TO SEPTEMBER 10						

DECEMBER 16, 2010

41J 198902-00

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	301.30		12	9N	5E MEAGHER
2	23.90	E2E2	7	9N	6E MEAGHER
Total:	325.20				

#### 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.

198901-00 198902-00

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 SMITH RIVER BASIN 41J 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:	41J 198903-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645						
<b>Priority Date:</b>	JUNE 15, 1906						
Type of Historical Right	: FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
*Flow Rate:	1.82 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.						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area	: 4 - MODERATELY LOW						
Maximum Acres:	48.00						
Source Name:	NEWLAN CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and I	Means of Diversion:						
ID Govt 1							
1	SESWNE 9 11N 7E MEAGHER						
Period of Diversion Diversion Means:	: MAY 1 TO OCTOBER 15 HEADGATE						
2	NWNWSE 9 11N 7E MEAGHER						
-	: MAY 1 TO OCTOBER 15 HEADGATE						

Page 2 of 2

POINT OF DIVERSION #2 APPEA	RS TO HAVE BEEN OBLITERATED BY HIGHWAY
CONSTRUCTION.	

Period	of	Use:	

MAY 1 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	20.50	NWSE	9	11N	7E MEAGHER
2	7.00	NESW	9	11N	7E MEAGHER
3	20.50	SESW	9	11N	7E MEAGHER
Total:	48.00				

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/6/2006: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 279-53, DATED 09/18/1979, APPEARS TO INDICATE 18.68 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDI AERIAL PHOTOGRAPH NO. 14A154 , DATED 9/17/1947 , APPEARS TO INDICATE 30.2 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.

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

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## PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 19890	<b>04-00</b> S <sup>-</sup>	FATEMENT OF CLAIM				
	Version:	1 ORIC	GINAL RIGHT				
		Status:	WITHDRAWN				
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645						
	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645						
Priority Date:							
Enforceable Price	ority Date:						
Type of Historical Right	t <b>:</b>						
Purpose (use):	IRRIGATIO	ON					
Flow Rate:	Flow Rate:						
Volume:							
Source Name:	SMITH RI\	/ER, NOR	TH FORK				
Source Name: LAKE SUTHERLIN							
Point of Diversion and Means of Diversion:							
Period of Use:							
Place of Use:							

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#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 12/06/2006.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	r: 41J 198905-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	MONTANA HORSE CO 3718 US HWY 12 WHITE SULPHUR SPRINGS, MT 59645							
Priority Date:	MAY 1, 1940							
Type of Historical Right	USE							
Purpose(use):	IRRIGATION							
Irrigation Type:	FLOOD							
Flow Rate:	2.50 CFS							
*Volume:	PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.							
Climatic Area: 4 - MODERATELY LOW								
Maximum Acres:	131.50							
Source Name:	POTTER CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> <u>Govt I</u>								
1 Deris Lef Direction	NWSESW 32 9N 7E MEAGHER							
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM								
<b>Diversion Means:</b>								

]	Reservoir: ON	STREAM	Reservo	ir Name	: POT	TER C	REEK RESERVOIR	
	<u>Govt</u> ]		<u>Qtr Sec</u> WSESW	<u>Sec</u> 32	<u>Twp</u> 9N	<u>Rge</u> 7E	<u>County</u> MEAGHER	
	Diversion to R	leservoir:	DIVERS	SION # 1				
	Dam Height:		17.80	FEET				
	Depth:		14.50	FEET				
	Surface Area:		2.85	ACRES				
	Capacity:		16.53	ACRE-F	EET			
	SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.							
Period	l of Use:	APRIL 1		BER 15				
Place	of Use:							
<u>ID</u>	Acres Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1	12.40		NWNW	5	8N	7E	MEAGHER	
2	9.90		NENE	6	8N	7E	MEAGHER	
3	109.20		S2	31	9N	7E	MEAGHER	
Total:	131.50							

#### **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.

198905-00 198921-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/04/2007: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDI AERIAL PHOTOGRAPH NO. MA-39199 , DATED 9/9/1946 , APPEARS TO INDICATE 41.07 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. DECEMBER 16, 2010 41J 198905-00 Page 3 of 3

> COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 198906-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645		
	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.		
*Priority Date:	MAY 1, 1949		
Type of Historical Right	:USE		
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	: 4 - MODERATELY LOW		
Maximum Acres:	451.00		
Source Name:	SMITH RIVER, NORTH FORK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>			
1	S2NWSW 7 9N 7E MEAGHER		
Period of Diversion Diversion Means:	: MAY 1 TO JULY 15 HEADGATE		
Period of Use:	MAY 1 TO JULY 15		

Decree Report - Page 3213

DECEMBER 16, 2010 41J 198906-00

Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	65.60	E2E2	8	9N	6E MEAGHER
2	385.40		9	9N	6E MEAGHER
Total:	451.00				

#### 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.

198906-00 198913-00 198916-00 198917-00 198918-00 198919-00 198920-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/06/2006: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON NORTH FORK SMITH RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 380 MEAGHER 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 SMITH RIVER BASIN 41J 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:	41J 198907-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645		
Priority Date:	FEBRUARY 3, 1903		
Type of Historical Right	: DECREED		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	1.25 CFS		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area: 4 - MODERATELY LOW			
Maximum Acres:	30.50		
Source Name:	UNNAMED TRIBUTARY OF SHEEP CREEK		
Source Type:	SURFACE WATER		
	ALSO KNOWN AS COON CREEK		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> SENENE 25 12N 6E MEAGHER		
Period of Diversion: MAY 1 TO OCTOBER 15			
<b>Diversion Means:</b>	HEADGATE		
Period of Use:	MAY 1 TO OCTOBER 15		

## Place of Use:

Page 2 of 2

<u>ID</u>	<u>Acres Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	9.20	SESE	24	12N	6E MEAGHER
2	5.30	NENE	25	12N	6E MEAGHER
3	8.60	SWSW	19	12N	7E MEAGHER
4	7.40	NWNW	30	12N	7E MEAGHER
Total:	30.50				

#### Remarks:

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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.

198907-00 198908-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/06/2006: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 18.00 GPM PER ACRE.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198908-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645			
<b>Priority Date:</b>	SEPTEMBER 30, 1888			
Type of Historical Right	DECREED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
Flow Rate:	6.50 CFS			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Areas	4 - MODERATELY LOW			
Maximum Acres:	80.70			
Source Name:	LITTLE SHEEP CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and M	Aeans of Diversion:			
<u>ID</u> <u>Govt I</u>				
-	SESENW 30 12N 7E MEAGHER			
Period of Diversion: MAY 1 TO OCTOBER 15 Diversion Means: HEADGATE				
Period of Use:	MAY 1 TO OCTOBER 15			
Place of Use:				
ID Acres Govt I	<u>.ot Qtr Sec Sec Twp Rge County</u>			
1 9.20	SESE 24 12N 6E MEAGHER			
2 14.20	SWSW 19 12N 7E MEAGHER			
3 57.30	NW 30 12N 7E MEAGHER			

Page 2 of 2

Place of	f Use:					
<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
Total:	80.70					

#### 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.

198907-00 198908-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/06/2006: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 36.00 GPM PER ACRE.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198909-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	SMITH RIVER RANCH LP 3001 TAMIAMI TRAIL N, STE 207 NAPLES, FL 34103			
<b>Priority Date:</b>	JUNE 1, 1949			
Type of Historical Right	DECREED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
Flow Rate:	3.75 CFS			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHAL AMOUNT PUT TO HISTORICAL AND BENEFICIAL US			
Climatic Area	4 - MODERATELY LOW			
Maximum Acres:	67.70			
Source Name:	SHEEP CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and M	Point of Diversion and Means of Diversion:			
$\frac{\mathbf{ID}}{1} \qquad \qquad \frac{\mathbf{Govt I}}{\mathbf{I}}$	ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESENE 18 12N 5E MEAGHER			
Period of Diversion: MAY 1 TO OCTOBER 15 Diversion Means: HEADGATE				
Period of Use:	MAY 1 TO OCTOBER 15			
Place of Use:				
ID Acres Govt I	ot <u>Qtr Sec Sec Twp Rge</u> County			
1 67.70	N2 18 12N 5E MEAGHER			
<b>Total:</b> 67.70				

Page 2 of 2

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.

198909-00 198910-00 198914-00 198915-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/17/2006: POINT OF DIVERSION AND 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 25 GPM PER ACRE.

USDA AERIAL PHOTOGRAPH NO(S). 279-70 , DATED 9/18/79 , APPEARS TO INDICATE 42.5 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 72.3 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198910-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	SMITH RIVER RANCH LP 3001 TAMIAMI TRAIL N, STE 207 NAPLES, FL 34103			
<b>Priority Date:</b>	SEPTEMBER 1, 1897			
Type of Historical Right	t: FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	2.61 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.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area	: 4 - MODERATELY LOW			
Maximum Acres:	69.00			
Source Name:	SHEEP 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> SWSENE 17 12N 5E MEAGHER			
Period of Diversion	n: MAY 1 TO OCTOBER 15			
<b>Diversion Means:</b>	HEADGATE			
2	SESENE 18 12N 5E MEAGHER			
	a: MAY 1 TO OCTOBER 15			
<b>Diversion Means:</b>	HEADGATE			
Period of Use:	MAY 1 TO OCTOBER 15			

DECEMBER 16, 2010 41J 198910-00 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	8.00	W2SWNW	17	12N	5E MEAGHER
2	55.00	NE	18	12N	5E MEAGHER
3	6.00	SENENW	18	12N	5E MEAGHER
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.

198909-00 198910-00 198914-00 198915-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 72.3 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 198911-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645
Priority Date:	JUNE 17, 1944
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	137.00 AC-FT
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	50.00
*Source Name:	WOODS GULCH CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Means of Diversion:
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NESWNW 18 9N 6E MEAGHER
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
2 Period of Diversion	SWNWSW 18 9N 6E MEAGHER : MAY 1 TO NOVEMBER 1
Diversion Means:	HEADGATE

*F	Reservoir: C	NSTREAM	Reservoi	ir Name	: HANS	SON R	RESERVOIR
	<u>Gov</u>	<u>rt Lot</u> SV	<u>Qtr Sec</u> VNWSW	<u>Sec</u> 18	<u>Twp</u> 9N	<u>Rge</u> 6E	<u>County</u> MEAGHER
	Diversion to	Reservoir:	DIVERS	ION # 1			
	Dam Height		13.00 l	FEET			
	Depth:		10.00	FEET			
	Surface Are	a:	28.00	ACRES			
	Capacity:		112.00	ACRE-F	EET		
		COUNTY.	RESERVO	DIR WO			E SEC 13 TWP 9N RGE 5E MEAGHER
Period	of Use:	MAY 1 TO		BER 1			
Place o	of Use:						
<u>ID</u>	<u>Acres</u> Gov	<u>vt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	4.00	S	WSWNE	7	9N	6E	MEAGHER
2	36.00		NW	7	9N	6E	MEAGHER

#### 50.00 Total:

4

#### **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.

9N

9N

**6E MEAGHER** 

**6E MEAGHER** 

NWNWSE

N2NESW

7

7

198911-00 198912-00

4.00

6.00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO **OBJECTIONS ARE FILED.** 

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON WOODS GULCH CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 1511 MEAGHER 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:	41J 198912-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645
<b>Priority Date:</b>	JUNE 22, 1881
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	1.89 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.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	50.00
Source Name:	WOODS GULCH CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NESWNW 18 9N 6E MEAGHER
<b>Period of Diversion</b>	: MAY 1 TO NOVEMBER 1
<b>Diversion Means:</b>	HEADGATE
Period of Use:	MAY 1 TO NOVEMBER 1

### Place of Use:

Page 2 of 2

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	4.00	SWSWNE	7	9N	6E	MEAGHER
2	36.00	NW	7	9N	6E	MEAGHER
3	4.00	NWNWSE	7	9N	6E	MEAGHER
4	6.00	N2NESW	7	9N	6E	MEAGHER
Total:	50.00					

#### 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.

198911-00 198912-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON WOODS GULCH CREEK WITH A PRIORITY DATE PREDATING CASE NO. 1511 MEAGHER 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 SMITH RIVER BASIN 41J 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:	41J 198913-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645
	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF
	THE OWNERS.
<b>Priority Date:</b>	DECEMBER 31, 1920
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	CONTROLLED SUBIRRIGATION
	THIS WATER RIGHT ALSO INCLUDES WASTE AND SEEPAGE AS AN INCIDENTAL TYPE OF IRRIGATION. SUBIRRIGATION CONTROLLED BY CHECK DAM LOCATED ON DRAIN DITCH.
Flow Rate:	41.50 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	1,589.30
Source Name:	SUBIRRIGATION, UNNAMED TRIBUTARY OF SMITH RIVER
Source Type:	GROUNDWATER
	THE SOURCE IS WATER COLLECTED IN A DRAIN DITCH.

DECEMBER 16, 2010 41J 198913-00

Page 2 of 4

\*Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Sec Twp **Rge** County W2NW 5 9N **6E MEAGHER** 1 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: DRAIN DITCH** 2 9N **6E MEAGHER** SW 5 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH 3 **6E MEAGHER** NE 6 9N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH Δ S2 9N **6E MEAGHER** 6 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: DRAIN DITCH** 5 E2 7 9N **6E MEAGHER** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH NW 7 **6E MEAGHER** 6 9N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH 7 S2NE 9N **6E MEAGHER** 8 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH 8 NW **6E MEAGHER** 8 9N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: DRAIN DITCH** 9 S2 **6E MEAGHER** 8 9N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH 10 S2N2 9 9N **6E MEAGHER** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH **6E MEAGHER** 11 S2 9 9N Period of Diversion: JANUARY 1 TO DECEMBER 31 **DRAIN DITCH Diversion Means:** DRAIN DITCH IS FED ALONG ITS FULL LENGTH BY UNDERGROUND SEEPS.

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	41.00	W2NW	5	9N	6E MEAGHER
2	35.60	SW	5	9N	6E MEAGHER
3	143.00	NE	6	9N	6E MEAGHER
4	298.00	S2	6	9N	6E MEAGHER
5	249.10	E2	7	9N	6E MEAGHER
6	48.00	NW	7	9N	6E MEAGHER
7	80.00	S2NE	8	9N	6E MEAGHER

Page 3 of 4

Place o	f Use:						
<u>ID</u>	<u>Acres</u> Go	ovt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
8	135.60		NW	8	9N	6E MEAGHEF	2
9	319.00		S2	8	9N	6E MEAGHEF	2
10	80.00		S2NW	9	9N	6E MEAGHEF	2
11	160.00		SW	9	9N	6E MEAGHEF	ζ
Total:	1,589.30						

#### 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.

198906-00 198913-00 198916-00 198917-00 198918-00 198919-00 198920-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/08/2006: PLACE OF USE, MAXIMUM ACRES.

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 03/29/2007.

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE FLOW RATE OF THIS WATER RIGHT WAS NOT EXAMINED AS NO FLOW RATE GUIDELINES FOR THIS IRRIGATION TYPE HAVE BEEN ESTABLISHED BY THE CLAIM EXAMINATION RULES.

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." DECEMBER 16, 2010 41J 198913-00 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.

Water Right Number:	41J 198914-00	STATE	MENT O	F CLA	IM
	Version: 1	ORIGINAL	RIGHT		
	Stat	us: A	CTIVE		
Owners:	SMITH RIVER R 3001 TAMIAMI T NAPLES, FL 34	RAIL N, S			
<b>Priority Date:</b>	JUNE 1, 1949				
Type of Historical Right	: DECREED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	12.50 CFS				
*Volume:					RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Climatic Area	: 3 - MODERATE				
Maximum Acres:	90.00				
*Source Name:	SHEEP CREEK				
Source Type:	SURFACE	WATER			
*Point of Diversion and I	Means of Diversion	ı:			
$\frac{\mathbf{ID}}{1}$ Govt	Lot Qtr : SESE		<u>Тwp</u> 12N		<u>County</u> MEAGHER
Period of Diversion		OBER 15			
<b>Diversion Means:</b>	HEADGATE				
Period of Use:	MAY 1 TO OCT	OBER 15			
Place of Use:					
ID <u>Acres Govt I</u>	Lot Qtr	Sec Sec	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1 35.00	S2N		12N		MEAGHER
2 55.00		N2 18	12N	5E	MEAGHER
Total: 90.00					

Page 2 of 2

#### 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.

198909-00 198910-00 198914-00 198915-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 62 GPM PER ACRE.

USDA AERIAL PHOTOGRAPH NO(S). 279-70 , DATED 9/18/79 , APPEARS TO INDICATE 70 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 72.3 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198915-00	STATE		F CLA	IM
	Version: 1 O	RIGINAL	RIGHT		
	Statu	s: A	CTIVE		
Owners:	SMITH RIVER RA 3001 TAMIAMI TE NAPLES, FL 3410	RAIL N, S	TE 207		
<b>Priority Date:</b>	JUNE 1, 1949				
Type of Historical Right	:DECREED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	5.00 CFS				
*Volume:	THE TOTAL VOL AMOUNT PUT TO				RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Climatic Area	: 4 - MODERATEL`	Y LOW			
Maximum Acres:	148.20				
Source Name:	SHEEP CREEK				
Source Type:	SURFACE V	VATER			
Point of Diversion and M	Aleans of Diversion:				
ID Govt I	SESEN	E 18	<u>Twp</u> 12N		<u>County</u> MEAGHER
Period of Diversion		BER 15			
	HEADGATE				
Period of Use:	MAY 1 TO OCTC	BER 15			
Place of Use:					
ID <u>Acres Govt I</u>	<u>.ot</u> <u>Qtr So</u>	<u>ec</u> <u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County
1 16.70	S2N		12N		MEAGHER
2 131.50	N	2 18	12N	5E	MEAGHER
Total: 148.20					

Page 2 of 2

#### Remarks:

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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.

198909-00 198910-00 198914-00 198915-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/17/2006: POINT OF DIVERSION AND 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

USDA AERIAL PHOTOGRAPH NO(S). 279-70 , DATED 9/18/79 , APPEARS TO INDICATE 112.5 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 72.3 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 198916-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645				
	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.				
<b>Priority Date:</b>	DECEMBER 31, 1920				
Type of Historical Right	: USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	12.50 CFS				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 4 - MODERATELY LOW				
Maximum Acres:	525.90				
Source Name:	UNNAMED TRIBUTARY OF SMITH RIVER				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
$\frac{\text{ID}}{1}$ Govt					
	NWNESE 8 9N 6E MEAGHER h: MAY 1 TO OCTOBER 15				
	HEADGATE				

DECEMBER 16, 2010 41J 198916-00 Page 2 of 3

Point of	f Diversion and <b>N</b>	Aeans of I	Diversion:				
ID	<u>Govt I</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp		<u>County</u>
2			NWNWSE	8	9N	6E	MEAGHER
Per	riod of Diversion	: MAY 1 1	FO OCTOBE	R 15			
Div	version Means:	HEADG	ATE				
3	3 SESWNE 9				9N	6E	MEAGHER
Per	riod of Diversion	: MAY 1 7	FO OCTOBE	R 15			
Div	version Means:	HEADG	ATE				
4			SWSWNE	9	9N	6E	MEAGHER
Per	riod of Diversion	: MAY 1	FO OCTOBE	R 15			
Div	version Means:	HEADG	ATE				
5			SENENE	10	9N	6E	MEAGHER
Per	riod of Diversion	: MAY 1 1	FO OCTOBE	R 15			
Div	version Means:	HEADG	ATE				
6			NESENW	10	9N	6E	MEAGHER
Per	riod of Diversion	: MAY 1 TO OCTOBER 15					
Div	version Means:	HEADG	ATE				
7			NESWNW	10	9N	6E	MEAGHER
Per	riod of Diversion	: MAY 1 TO OCTOBER 15					
Diversion Means: HEADGATE							
Period o	of Use:	MAY 1	ГО ОСТОВЕ	R 15			
Place of	Use:						
<u>ID</u>	<u>Acres</u> <u>Govt I</u>	<u>lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1	2.60		SWSW	5	9N	6E	MEAGHER
2	59.50		SE	6	9N	6E	MEAGHER
3	139.40			8	9N	6E	MEAGHER
4	324.40			9	9N	6E	MEAGHER
Total:	525.90						

#### **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.

198906-00 198913-00 198916-00 198917-00 198918-00 198919-00 198920-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 11/08/2006.

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:	41J 198917-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645
	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645
<b>Priority Date:</b>	JANUARY 20, 1897
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
	THIS WATER RIGHT ALSO INCLUDES SUB-IRRIGATION AS AN INCIDENTAL TYPE OF IRRIGATION.
*Flow Rate:	6.44 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	186.40
Source Name:	FOX 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> NWSESW 8 9N 6E MEAGHER
	: APRIL 20 TO OCTOBER 15
Diversion Means:	
Period of Use:	APRIL 20 TO OCTOBER 15

DECEMBER 16, 2010 41J 198917-00

Page 2 of 2

#### Place of Use:

ID	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	46.00	S2	6	9N	6E MEAGHER
2	140.40		7	9N	6E MEAGHER
Total:	186.40				

#### 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.

198906-00 198913-00 198916-00 198917-00 198918-00 198919-00 198920-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/08/2006: PLACE OF USE, MAXIMUM ACRES, PERIOD 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THIS CLAIM APPEARS TO BE DUPLICATED BY CLAIM NO. 198918 WHICH IS BASED ON THE SAME FILED RIGHT. 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:	41J 198918-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
<b>Priority Date:</b>	JANUARY 20, 1897					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
	THIS WATER RIGHT ALSO INCLUDES SUB-IRRIGATION AS AN INCIDENTAL TYPE OF IRRIGATION.					
*Flow Rate:	8.08 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.					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 4 - MODERATELY LOW					
Maximum Acres:	213.20					
Source Name:	FOX CREEK					
Source Type:	SURFACE WATER					

DECEMBER 16, 2010 41J 198918-00 Page 2 of 3

> **Point of Diversion and Means of Diversion:** ID Govt Lot Qtr Sec Sec Twp **Rge** County NESWSW 8 9N **6E MEAGHER** 1 Period of Diversion: MAY 1 TO OCTOBER 1 **Diversion Means:** HEADGATE **Period of Use:** MAY 1 TO OCTOBER 1 Place of Use: Acres Govt Lot ID Qtr Sec Sec Rge County Twp 1 46.00 S2 6 9N 6E MEAGHER 7 2 167.20 9N 6E MEAGHER 213.20 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.

198906-00 198913-00 198916-00 198917-00 198918-00 198919-00 198920-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/08/2006: POINT OF DIVERSION, PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THIS CLAIM APPEARS TO BE DUPLICATED BY CLAIM NO. 198917 WHICH IS BASED ON THE SAME FILED RIGHT. 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." DECEMBER 16, 2010 41J 198918-00 Page 3 of 3

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198919-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
<b>Priority Date:</b>	JANUARY 20, 1897					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
	THIS WATER RIGHT ALSO INCLUDES NATURAL SUBIRRIGATION AS AN INCIDENTAL TYPE OF IRRIGATION.					
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	: 4 - MODERATELY LOW					
Maximum Acres:	612.60					
Source Name:	WASTE & SEEPAGE, UNNAMED TRIBUTARY OF FOX CREEK					
Source Type:	SURFACE WATER					
	THE SOURCE IS WATER COLLECTED IN A DRAIN DITCH.					
*Point of Diversion and N	Aeans of Diversion:					
<u>ID</u> <u>Govt I</u> 1	SESESE 8 9N 6E MEAGHER					
Period of Diversion	: APRIL 1 TO OCTOBER 30					

**Diversion Means:** DRAIN DITCH

Period of Use:

APRIL 1 TO OCTOBER 30

Page 2 of 3

Place of	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	56.80	SW	6	9N	6E MEAGHER
2	240.60		7	9N	6E MEAGHER
3	155.20	S2S2	8	9N	6E MEAGHER
4	160.00	SW	9	9N	6E MEAGHER
Total:	612.60				

#### Remarks:

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

198906-00 198913-00 198916-00 198917-00 198918-00 198919-00 198920-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/6/2006: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

USDA AERIAL PHOTOGRAPH NO(S). 179-188 , DATED 09/17/1979 , APPEARS TO INDICATE 450.74 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDI AERIAL PHOTOGRAPH NO. 15A002 , DATED 9/9/1956 , APPEARS TO INDICATE 451.35 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 198919-00 Page 3 of 3

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 198920-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645
	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645
	OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.
*Priority Date:	MARCH 1, 1949
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	CONTROLLED SUBIRRIGATION
	THIS WATER RIGHT ALSO INCLUDES WASTE AND SEEPAGE AS AN INCIDENTAL TYPE OF IRRIGATION. SUBIRRIGATION CONTROLLED BY CHECK DAM LOCATED ON DRAIN DITCH.
Flow Rate:	25.00 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	1,829.30
Source Name:	SUBIRRIGATION, UNNAMED TRIBUTARY OF SMITH RIVER
Source Type:	GROUNDWATER
	THE SOURCE IS WATER COLLECTED IN A DRAIN DITCH.

DECEMBER 16, 2010 41J 198920-00

Page 2 of 4

\*Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Sec Twp **Rge** County W2NW 5 9N **6E MEAGHER** 1 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: DRAIN DITCH** 2 9N **6E MEAGHER** SW 5 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH 3 **6E MEAGHER** NE 6 9N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH Δ S2 9N **6E MEAGHER** 6 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: DRAIN DITCH** 5 E2 7 9N **6E MEAGHER** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH NW 7 **6E MEAGHER** 6 9N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH 7 S2NE 9N **6E MEAGHER** 8 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH 8 NW **6E MEAGHER** 8 9N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: DRAIN DITCH** 9 S2 **6E MEAGHER** 8 9N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH 10 S2N2 9 9N **6E MEAGHER** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DRAIN DITCH **6E MEAGHER** 11 S2 9 9N Period of Diversion: JANUARY 1 TO DECEMBER 31 **DRAIN DITCH Diversion Means:** DRAIN DITCH IS FED ALONG ITS FULL LENGTH BY UNDERGROUND SEEPS. 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	41.00	W2NW	5	9N	6E MEAGHER
2	35.60	SW	5	9N	6E MEAGHER
3	143.00	NE	6	9N	6E MEAGHER
4	298.00	S2	6	9N	6E MEAGHER
5	249.10	E2	7	9N	6E MEAGHER
6	48.00	NW	7	9N	6E MEAGHER
7	80.00	S2NE	8	9N	6E MEAGHER

Page 3 of 4

#### Place of Use:

<u>ID</u>	Acres Gov	<u>vt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
8	135.60		NW	8	9N	6E	MEAGHER
9	319.00		S2	8	9N	6E	MEAGHER
10	160.00		S2N2	9	9N	6E	MEAGHER
11	320.00		S2	9	9N	6E	MEAGHER
Total:	1,829.30						

#### 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.

198906-00 198913-00 198916-00 198917-00 198918-00 198919-00 198920-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/08/2006: PLACE OF USE, MAXIMUM ACRES.

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 03/29/2007.

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE FLOW RATE OF THIS WATER RIGHT WAS NOT EXAMINED AS NO GUIDELINES FOR THIS IRRIGATION TYPE HAVE BEEN ESTABLISHED BY THE CLAIM EXAMINATION RULES.

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." DECEMBER 16, 2010 41J 198920-00 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.

Water Right Number:	41J 198921-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	MONTANA HORSE CO 3718 US HWY 12 WHITE SULPHUR SPRINGS, MT 59645						
Priority Date:	MAY 1, 1940						
Type of Historical Right	:USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	SPRINKLER/FLOOD						
Flow Rate:	12.50 CFS						
	PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.						
*Volume:	PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.						
	PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.						
Climatic Areas	: 4 - MODERATELY LOW						
Maximum Acres:	606.80						
Source Name:	FORDS CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> <u>Govt I</u>							
1 Deviad of Dimension	NWSESE 5 8N 7E MEAGHER						
Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM						
2	SWSESW 5 8N 7E MEAGHER						
Period of Diversion	: APRIL 1 TO OCTOBER 15						
<b>Diversion Means:</b>	HEADGATE						

DECEMBER 16, 2010 41J 198921-00 Page 2 of 3

R	eservoir: ON	ISTREAM					
	<u>Govt</u>	<u>Lot</u>	<u>Qtr Sec</u> NWSESE	<u>Sec</u> 5	<u>Twp</u> 8N	<u>Rge</u> 7E	<u>County</u> MEAGHER
	Diversion to F	Reservoir:	DIVERS	ION # 1	l		
	Dam Height:		20.00	FEET			
	Depth:		20.00	FEET			
	Surface Area:		10.00	ACRES			
	Capacity:		82.00	ACRE-F	FEET		
		RESERV SEE THE	OIR DATA	M SAF			I THE CLAIM FILE FOR ADDITIONAL
Period	of Use:	APRIL 1	то осто	BER 15			
Place of	f Use:						
ID	<u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	203.60			5	8N	7E	MEAGHER
2	276.40			6	8N	7E	MEAGHER
3	126.80		S2	31	9N	7E	MEAGHER

#### **Remarks:**

Total:

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

198905-00 198921-00

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606.80

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/04/2007: POINT OF DIVERSION, PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDI AERIAL PHOTOGRAPH NO. MA-39200 , DATED 9/9/1946 , APPEARS TO INDICATE 220.96 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. DECEMBER 16, 2010 41J 198921-00 Page 3 of 3

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 198922-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645
Priority Date:	OCTOBER 31, 1960
Type of Historical Right	:USE
*Purpose(use): Flow Rate:	MULTIPLE DOMESTIC 100.00 GPM
Volume:	9.00 AC-FT
Households:	5
Maximum Acres:	2.00
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER GROUNDWATER
Point of Diversion and M	leans 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> SENENE 7 9N 6E MEAGHER : JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DEVELOPED SPRING
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 2.00 Total: 2.00	SENW 7 9N 6E MEAGHER

**Remarks:** 

41J 198922-00

Page 2 of 2

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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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THIS CLAIM INDICATES A FLOW RATE OF 27 GPM.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 19892	<b>23-00</b> S	TATEM	IENT OF	- CLA	IM
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	SMITH RIV 3001 TAM NAPLES,	IAMI TRAI	-	ΓE 207		
<b>Priority Date:</b>	MAY 31, 1	937				
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:	STOCK W ANIMAL U	ATERING NIT. ANIM ( AND HIS	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:	HORSE C	REEK				
Source Type:	SUR	FACE WA	TER			
Point of Diversion and I	Means of Div	version:				
$\frac{\mathbf{ID}}{1}$ Govt		<u>Qtr Sec</u> VSWNW	<u>Sec</u> 16	<u>Twp</u> 12N		<u>County</u> MEAGHER
Period of Diversion	: MAY 1 TC		BER 15			
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
2		S2	16	12N	5E	MEAGHER
Period of Diversion	1: MAY 1 TC	NOVEME	BER 15			
<b>Diversion Means:</b>	LIVESTO					
Diversion Means: 3 Period of Diversior		E2SE	21	12N		MEAGHER

DECEMBER 16, 2010 41J 198923-00

Page 2 of 2

Point of I	Point of Diversion and Means of Diversion:							
ID	<u>Govt L</u>	ot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
4			W2NW	22	12N	5E	MEAGHER	
Perio	od of Diversion:	MAY 1 TC	) NOVEME	BER 15				
Dive	rsion Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE		
Period of	Use:	MAY 1 TC		BER 15				
Place of U	J <b>se:</b>							
<u>ID</u>	<u>Acres</u> <u>Govt L</u>	<u>ot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>	
1		SV	VSWNW	16	12N	5E	MEAGHER	

1	3003001000	10	IZIN	JE WEAGHER
2	S2	16	12N	5E MEAGHER
3	E2SE	21	12N	5E MEAGHER
4	W2NW	22	12N	5E MEAGHER

#### **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:	41J 19892	2 <b>4-00</b> S	TATEM		- CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	JACOBS, I % TRUSTI 273 CALVI STOCKET	EE ERT RD				
*Priority Date:	DECEMBE	R 31, 191	0			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	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 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	) TRIE	BUTARY	OF N	IING COULEE
Source Type:	SURI	FACE WA	TER			
Point of Diversion and I	Means of Div	version:				
$\frac{ID}{1}$ Govt		<u>Qtr Sec</u>	Sec	Twp	-	County
·		SENESE	15	17N	4E	CASCADE
Period of Diversion Diversion Means:	LIVESTO	-	-	-	RCE	
Period of Use:	JANUARY	′ 1 TO DE	CEMBI	ER 31		
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	S	SENESE	15	17N	4E	CASCADE

41J 198924-00

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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>41J 198925-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JACOBS, DEAN M TRUST % TRUSTEE 273 CALVERT RD STOCKETT, MT 59480
*Priority Date:	DECEMBER 31, 1910
Type of Historical Righ	t: 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:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	LotQtr SecSecTwpRgeCountySENWSE1417N4ECASCADE
	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>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	SENWSE 14 17N 4E CASCADE

Remarks:

41J 198925-00

Page 2 of 2

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:	41J 198929-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JACOBS, DEAN M TRUST % TRUSTEE 273 CALVERT RD STOCKETT, MT 59480
*Priority Date:	DECEMBER 31, 1910
Type of Historical Right	t: 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:	GROUNDWATER
Source Type:	GROUNDWATER
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> SENWSE 14 17N 4E CASCADE
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u> Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	SENWSE 14 17N 4E CASCADE
Remarks:	

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 06/19/2006.

41J 198929-00

Page 2 of 2

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:	41J 198930-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MARY JEANNE BYRON 196 HIGH PLAINS RD BELGRADE, MT 59714
	RICHARD P BYRON 196 HIGH PLAINS RD BELGRADE, MT 59714
Priority Date:	DECEMBER 27, 1963
Type of Historical Right	: FILED
Purpose(use):	DOMESTIC
Flow Rate:	6.60 GPM
Volume:	1.50 AC-FT
Households:	1
Maximum Acres:	0.25
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	GROUNDWATER
*Point of Diversion and 1	Means of Diversion:
IDGovt 1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNW 1 10N 6E MEAGHER
Period of Diversion	a: 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> County
1 0.25	NWNWNW 1 10N 6E MEAGHER
<b>Total:</b> 0.25	

41J 198930-00

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	<b>41J 198976-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	DANIEL S MORTAG 1463 MILLEGAN RD GREAT FALLS, MT 59405
	NANCY R MORTAG 1463 MILLEGAN RD GREAT FALLS, MT 59405
Priority Date:	OCTOBER 15, 1917
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HOUND CREEK, WEST FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1 D	SENW 8 15N 2E CASCADE
Diversion Means:	1: MARCH 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE

MARCH 1 TO NOVEMBER 1 Period of Use:

DECEMBER 16, 2010 41J 198976-00

Page 2 of 2

#### 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		SENW	8	15N	2E CASCADE

#### **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:	41J 198977-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	CHERYL A EMERSON-ANDERSEN PO BOX 241 CASCADE, MT 59421
	RONNY A ANDERSEN PO BOX 241 CASCADE, MT 59421
Priority Date:	OCTOBER 15, 1917
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	85.00 GPM
*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:	5.00
Source Name:	HOUND CREEK, WEST FORK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt</u>	
	SESENE 7 15N 2E CASCADE
Diversion Means:	I: MAY 1 TO SEPTEMBER 30 HEADGATE
Period of Use:	MAY 1 TO SEPTEMBER 30

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	5.00	S2SWNW	8	15N	2E CASCADE
Total:	5.00				

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/06/2006: FLOW RATE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY FIELD NOTES 1960 INDICATE THAT 0.00 ACRES WERE IRRIGATED BY THIS USE 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**

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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	: 41J 198979-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	J WAYNE MATHIS PO BOX 769 WHITE SULPHUR SPRINGS, MT 59645
	THEODORE E MATHIS PO BOX 769 WHITE SULPHUR SPRINGS, MT 59645
*Priority Date:	DECEMBER 31, 1961
Type of Historical Rig	ght: 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:	GROUNDWATER
Source Type:	GROUNDWATER
*Point of Diversion an	nd Means of Diversion:
1 Period of Divers	vt Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 14 9N 6E MEAGHER sion: JANUARY 1 TO DECEMBER 31
Diversion Means	
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Gov	
1	NWNWSW 14 9N 6E MEAGHER

41J 198979-00

Page 2 of 2

#### Remarks:

CLAIM FILED 05/03/1982 . 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 SMITH RIVER BASIN 41J 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:	<b>41J 198980-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
	Late Claim: A
Owners:	J WAYNE MATHIS PO BOX 769 WHITE SULPHUR SPRINGS, MT 59645
	THEODORE E MATHIS PO BOX 769 WHITE SULPHUR SPRINGS, MT 59645
Priority Date:	DECEMBER 31, 1932
	CLAIM FILED LATE 05/03/82 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL FEDERAL AND INDIAN RESERVED WATER RIGHTS.
Type of Historical Right	: USE
Purpose(use):	INDUSTRIAL
<b>Purpose Clarificatio</b>	n: MEAT PACKING PLANT
Flow Rate:	30.00 GPM
Volume:	1.00 AC-FT
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
*Point of Diversion and I	Means of Diversion:
$\frac{ID}{1}$ Govt	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWSW 14 9N 6E MEAGHER
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

DECEMBER 16, 2010 41J 198980-00

Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		SWNWSW	14	9N	6E MEAGHER

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

Water Right Number:	41J 198981-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT Status: ACTIVE							
Owners:	SNOWBANK RANCH PRTNRSHP 661 HWY 360 WHITE SULPHUR SPRINGS, MT 59645							
*Priority Date:	OCTOBER 10, 1949							
Type of Historical Right	: USE							
Purpose(use): Flow Rate:	DOMESTIC 30.00 GPM							
Volume:	2.00 AC-FT							
Households:	1							
Maximum Acres:	0.25							
Source Name: GROUNDWATER								
Source Type:	GROUNDWATER							
Point of Diversion and	Means of Diversion:							
IDGovt LotQtr SecSecTwpRgeCounty1SENWNW249N6EMEAGHERPeriod of Diversion: 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> 1	Lot <u>Qtr Sec Sec Twp Rge County</u>							
1 0.25	SENWNW 24 9N 6E MEAGHER							
Total: 0.25								

**Remarks:** 

41J 198981-00

Page 2 of 2

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 SMITH RIVER BASIN 41J 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:	41J 198982-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE Late Claim: A
Owners:	JUANITA J POLSTON PO BOX 190 ULM, MT 59485
	WILLIAM R POLSTON PO BOX 190 ULM, MT 59485
Priority Date:	MARCH 29, 1923
	CLAIM FILED LATE 05/03/82 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL FEDERAL AND INDIAN RESERVED WATER RIGHTS.
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER/FLOOD
Flow Rate:	300.00 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:	30.00
*Source Name:	SMITH RIVER
Source Type:	SURFACE WATER
*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> W2SWNW 15 19N 2E CASCADE
Period of Diversion Diversion Means:	PUMP

DECEMBER 16, 2010 41J 198982-00

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	<u>Rge</u>	County
2		N۱	WNWSW	15	19N	2E	CASCADE
Peri	od of Diversion	: APRIL 1		1BER 1			
Dive	ersion Means:	PUMP					
	POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.						
Period of	f Use:	APRIL 1		IBER 1			
Place of	Use:						
ID	<u>Acres</u> <u>Govt L</u>	<u>ot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	30.00		W2W2	15	19N	2E	CASCADE
Total:	30.00						

#### **Remarks:**

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

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

### **IMPORTANT NOTICE**

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## **OBJECTIONS MAY 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>41J 198983-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
<b>Priority Date:</b>	DECEMBER 31, 1943						
Type of Historical Right	:USE						
Purpose(use): Flow Rate:	DOMESTIC 10.00 GPM						
Volume:	1.50 AC-FT						
Households:	1						
Maximum Acres:	0.30						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
IDGovt LotQtr SecSecTwpRgeCounty1SENWNW1318N2ECASCADEPeriod of Diversion: JANUARY 1 TO DECEMBER 31Diversion Means: WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use: <u>ID Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>						
1 0.30 Total: 0.30	SENWNW 13 18N 2E CASCADE						

**Remarks:** 

41J 198983-00

Page 2 of 2

CLAIM FILED 05/03/1982 . 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."

## **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:	41J 198984-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
Priority Date:	DECEMBER 31, 1902					
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:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER					
Source Type:	GROUNDWATER					
*Point of Diversion and	Means of Diversion:					
<u>ID</u> <u>Govt</u>						
-	SESWNW 18 18N 3E CASCADE n: JANUARY 1 TO DECEMBER 31					
Diversion Means:	PIPELINE					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u> Govt	Lot <u>Qtr Sec Sec Twp Rge</u> County					
1	SESWNW 18 18N 3E CASCADE					

**Remarks:** 

41J 198984-00

Page 2 of 2

CLAIM FILED 05/03/1982 . 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."

## **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>41J 198985-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
	Late Claim: A					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
Priority Date:	DECEMBER 31, 1959					
	CLAIM FILED LATE 05/03/82 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL FEDERAL AND INDIAN RESERVED WATER RIGHTS.					
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 SMITH RIVER					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>						
1	SWNWNE 13 18N 2E CASCADE					
Period of Diversion						

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 198985-00 Page 2 of 2

*Res	ervoir: ONSTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWNE	<u>Sec</u> 13	<u>Twp</u> 18N	<u>Rge</u> 2E	County CASCADE
]	Diversion to Reservoir:	DIVERS	SION # 1			
]	Dam Height:	13.00	FEET			
]	Depth:	10.00	FEET			
:	Surface Area:	0.10	ACRES			
	Capacity:	0.40	ACRE-F	EET		
	THE CA DNRC.	APACITY, DA	AM HEIG	iht, an	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of	Use: JANUA	RY 1 TO DE	ECEMBE	R 31		
Place of U	se:					
ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SWNWNE	13	18N	2E	CASCADE

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

PROCESSING FEE INSUFFICIENT TO COVER LATE CLAIM. TOTAL AMOUNT DUE \$150.00. THE PERIOD OF DIVERSION FROM THE SOURCE INTO STORAGE CANNOT BE IDENTIFIED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 19898	<b>36-00</b> S	TATEM	IENT OF	- CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
Priority Date:	DECEMBE	ER 31, 190	)6			
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:	UNNAME	) TRIBUT	ARY C	F SMIT	H RIV	ER
Source Type:	SUR	FACE WA	TER			
Point of Diversion and N	Means of Div	version:				
ID Govt I	N	Qtr Sec ESWNW	<u>Sec</u> 14	<u>Twp</u> 18N		County CASCADE
Period of Diversion Diversion Means:	LIVESTO					
Period of Use:	JANUARY				(OL	
Place of Use:						
ID Acres Govt I	Lot	Qtr Sec	Sec	Twp	Rge	<u>County</u>
1						

41J 198986-00

Page 2 of 2

#### Remarks:

CLAIM FILED 05/03/1982 . 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."

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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:	41J 198990-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	DECEMBER 31, 1902
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 SMITH RIVER
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
ID Govt	LotQtr SecSecTwpRgeCountyS2NE1318N2ECASCADE
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	NESW 13 18N 2E CASCADE
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
3	SWNW 18 18N 3E CASCADE
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

DECEMBER 16, 2010

41J 198990-00

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		S2NE	13	18N	2E CASCADE
2		NESW	13	18N	2E CASCADE
3		SWNW	18	18N	3E CASCADE

## **Remarks:**

CLAIM FILED 05/03/1982 . THIS IS AN EXEMPT RIGHT VOLUNTARILY FILED UNDER SECTION 85-2-222, MCA.

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 19899	9 <b>1-00</b> S	TATEM		F CLA	IM		
	Version: 1 ORIGINAL RIGHT							
		Status:	AC	CTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBER 31, 1880							
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:	SMITH RIVER							
Source Type:	SURFACE WATER							
*Point of Diversion and Means of Diversion:								
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$	<u>Lot</u>	<u>Qtr Sec</u> NE	<u>Sec</u> 14	<u>Twp</u> 18N		County CASCADE		
Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	Diversion Means: LIVESTOCK DIRECT FROM SOURCE							
Period of Use: JANUARY 1 TO DECEMBER 31								
Place of Use:								
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1		NE	14	18N	2E	CASCADE		

41J 198991-00

Page 2 of 2

#### Remarks:

CLAIM FILED 05/03/1982 . THIS IS AN EXEMPT RIGHT VOLUNTARILY FILED UNDER SECTION 85-2-222, MCA.

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	<b>41J 198993-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
<b>Priority Date:</b>	DECEMBER 31, 1930						
Type of Historical Right	pe of Historical Right: USE						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> <u>Govt</u>	Lot <u>Otr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNW 13 18N 2E CASCADE						
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u> <u>Govt</u>	<u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
1	SWNWNW 13 18N 2E CASCADE						

**Remarks:** 

41J 198993-00

Page 2 of 2

CLAIM FILED 05/03/1982 . 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.

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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:	41J 198994-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	JOSEPH E GARRITY % 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324				
	PATRICK W GARRITY 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324				
	TIMOTHY J GARRITY 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324				
<b>Priority Date:</b>	JANUARY 1, 1915				
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 MING COULEE				
Source Type:	SURFACE WATER				
*Point of Diversion and	*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> NESWNW 29 18N 3E CASCADE				

Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE DECEMBER 16, 2010

41J 198994-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NESWNW	29	18N	3E CASCADE

#### **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:	41J 198995-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JOSEPH E GARRITY % 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324
	PATRICK W GARRITY 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324
	TIMOTHY J GARRITY 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324
Priority Date:	JANUARY 1, 1915
Type of Historical Right	:USE
Purpose(use):	DOMESTIC
Flow Rate:	5.00 GPM
Volume:	1.50 AC-FT
Households:	1
Maximum Acres:	0.25
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
$\frac{\text{ID}}{1}$ Govt	
1	NWSWNW 29 18N 3E CASCADE : JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31

DECEMBER 16, 2010 41J 198995-00

Page 2 of 2

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	0.25	NWSWNW	29	18N	3E CASCADE
Total:	0.25				

#### **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:	41J 198996-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JOHNSON, L INC 123 GIBSON FLATS RD GREAT FALLS, MT 59405 8104
<b>Priority Date:</b>	JULY 21, 1890
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER/FLOOD
Flow Rate:	2.67 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area:	4 - MODERATELY LOW
Maximum Acres:	126.00
Source Name:	HOUND CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Aeans of Diversion:
	E2SE 16 16N 2E CASCADE : MAY 15 TO SEPTEMBER 15
Diversion Means: 2	PUMP E2 21 16N 2E CASCADE
	: MAY 15 TO SEPTEMBER 15 PUMP
	POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.
Period of Use:	MAY 15 TO SEPTEMBER 15

DECEMBER 16, 2010

41J 198996-00

Page 2 of 2

Place of Use:

ID	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	54.00	E2	16	16N	2E CASCADE
2	72.00		21	16N	2E CASCADE
Total:	126.00				

#### 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.

198996-00 198997-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CASCADE COUNTY WATER RESOURCES SURVEY ( 1961 ) APPEARS TO INDICATE 78 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 198997-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JOHNSON, L INC 123 GIBSON FLATS RD GREAT FALLS, MT 59405 8104			
Priority Date:	APRIL 9, 1890			
Type of Historical Right	: FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	2.73 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.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area	: 4 - MODERATELY LOW			
Maximum Acres:	72.00			
Source Name:	SOLDIER CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means 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> NESESW 21 16N 2E CASCADE			
	: APRIL 1 TO OCTOBER 1			
<b>Diversion Means:</b>	HEADGATE			
Period of Use:	APRIL 1 TO OCTOBER 1			

DECEMBER 16, 2010

41J 198997-00

Page 2 of 2

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u> <u>County</u>
1	72.00	E2	21	16N	2E CASCADE
Total:	72.00				

#### 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.

198996-00 198997-00

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:	41J 198998-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	JOHNSON, L INC 123 GIBSON FLATS RD GREAT FALLS, MT 59405 8104					
<b>Priority Date:</b>	JULY 21, 1890					
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:	HOUND CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Means of Diversion:					
$\frac{\mathbf{ID}}{1}$ Govt	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> NW 11 16N 2E CASCADE					
Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
2	15 16N 2E CASCADE					
	a: JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					
3	SE 16 16N 2E CASCADE					
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE					

DECEMBER 16, 2010 41J 198998-00 Page 2 of 2

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

ID	Govt L	<u>ot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
4				21	16N	2E	CASCADE
Period o	of Diversion:	JANUARY	1 TO DE	CEMBE	R 31		
Diversio	on Means:	LIVESTO	CK DIREC	T FROM	N SOUF	RCE	
5				28	16N	2E	CASCADE
Period o	of Diversion:	JANUARY	1 TO DE	CEMBE	R 31		
Diversio	on Means:	LIVESTO	CK DIREC	T FRO	N SOUF	RCE	
Period of Us	e:	JANUARY	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	<u>Rge</u> <u>County</u>
1		NW	11	16N	2E CASCADE
2			15	16N	2E CASCADE
3		SE	16	16N	2E CASCADE
4			21	16N	2E CASCADE
5			28	16N	2E CASCADE

#### **Remarks:**

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Water Right Number:	41J 19899	<b>9-00</b> S	TATEM	IENT OF	CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	JOHNSON, 123 GIBSO GREAT FA	N FLATS		3104		
<b>Priority Date:</b>	OCTOBER	22, 1895				
Type of Historical Right	t: FILED					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO	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	PURP 1AL UN	OSES A ITS SH/	ALL BI	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 C	REEK				
Source Type:	SURF	ACE WA	TER			
Point of Diversion and	Means of Dive	ersion:				
<u>ID</u> <u>Govt</u>	<u>Lot</u>	<u>Qtr Sec</u>	<u>Sec</u> 11	<u>Twp</u> 16N		<u>County</u> CASCADE
Period of Diversion						
<b>Diversion Means:</b>	LIVESTOC	K DIREC				
2			14	16N	2E	CASCADE
Period of Diversion Diversion Means:	1: JANUARY LIVESTOC					
3	LIVESTOC		23	16N		CASCADE
S Period of Diversion					20	
Diversion Means:					RCE	

DECEMBER 16, 2010

41J 198999-00

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			11	16N	2E CASCADE
2			14	16N	2E CASCADE
3			23	16N	2E CASCADE

#### **Remarks:**

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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."

## **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

#### **IMPORTANT NOTICE**

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Water Right Number:	<b>41J 199000-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	JOHNSON, L INC 123 GIBSON FLATS RD GREAT FALLS, MT 59405 8104				
Priority Date:	APRIL 9, 1890				
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:	SOLDIER CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Means of Diversion:				
IDGovt1	LotQtr SecSecTwpRgeCountyS2S22116N2ECASCADE				
	n: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>					
2	N2NW 28 16N 2E CASCADE				
Diversion Means:	n: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	JANUARY 1 TO DECEMBER 31				

41J 199000-00

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		S2S2	21	16N	2E	CASCADE
2		N2NW	28	16N	2E	CASCADE

#### **Remarks:**

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 199002-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	KENNETH L MESAROS 2191 MILLEGAN RD CASCADE, MT 59421			
	REBECCA L MESAROS 2191 MILLEGAN RD CASCADE, MT 59421			
*Priority Date:	DECEMBER 31, 1936			
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 SPRING WILLOW COULEE			
Source Type:	SURFACE WATER			
*Point of Diversion and	Means of Diversion:			
<u>ID</u> <u>Govt</u>				
1 Pariod of Diversio	NWSWNW 4 16N 2E CASCADE n: JANUARY 1 TO DECEMBER 31			

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 199002-00 Page 2 of 2

Rese	ervoir: ONS	STREAM					
	<u>Govt I</u>		<u>Qtr Sec</u> VSWNW		<u>Тwp</u> 16N	<u>Rge</u> 2E	<u>County</u> CASCADE
Ι	Diversion to R	eservoir:	DIVER	SION # 1			
Ι	Dam Height:		25.00	FEET			
Ι	Depth:		20.00	FEET			
S	Surface Area:		25.00	ACRES			
(	Capacity:		200.00	ACRE-F	FEET		
		SEE THE RESERVO			RKSHE	EET IN	I THE CLAIM FILE FOR ADDITIONAL
Period of	Use:	JANUAR	Y 1 TO D	ECEMBE	ER 31		
Place of U	se:						
ID	Acres Govt I	<u>lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1		N۱	VSWNW	4	16N	2E	CASCADE
2			N2S2NE	5	16N	2E	CASCADE

#### Remarks:

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

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

Water Right Number:	41J 199003-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE		
Owners:	GORDON FAMILY TRUST % CAROL ROSSMILLER PO BOX 1308 CHOTEAU, MT 59422		
Priority Date:	MAY 1, 1895		
Type of Historical Right	: FILED		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
*Flow Rate:	2.27 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.		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 4 - MODERATELY LOW		
Maximum Acres:	60.00		
*Source Name:	HOUND CREEK, WEST FORK		
Source Type:	SURFACE WATER		
*Point of Diversion and I	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> NESWNE 10 15N 1E CASCADE		
Period of Diversion Diversion Means:	a: APRIL 1 TO AUGUST 31 HEADGATE		
Period of Use:	APRIL 1 TO AUGUST 31		

DECEMBER 16, 2010 41J 199003-00

Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	60.00	NE	11	15N	1E CASCADE
Total:	60.00				

#### **Remarks:**

THE PLACE OF USE AND PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 07/25/2006.

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 177-115 , DATED 8/17/1977 , APPEARS TO INDICATE 23 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.

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41J 19900	<b>4-00</b> ST	ATEM	ENT OF	- CLA	IM
	Version:	1 ORIG	SINAL I	RIGHT		
		Status:	AC	TIVE		
Owners:	CASTLE R % CAROL PO BOX 13 CHOTEAU	ROSSMIL 308	LER	DRP		
<b>Priority Date:</b>	JUNE 1, 18	392				
Type of Historical Right	FILED					
Purpose(use):	IRRIGATIC	DN				
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:	3 - MODEF	RATE				
Maximum Acres:	225.00					
*Source Name:	RICHARD	SON CREE	ΞK			
Source Type:	SUR	ACE WAT	ΓER			
*Point of Diversion and N	leans of Div	ersion:				
<u>ID</u> <u>Govt I</u>		<u>Qtr Sec</u>	Sec	Twp		County
1		WSENE	26	16N	1E	CASCADE
Period of Diversion Diversion Means:	HEADGA		MBER	30		
2		ESWNE	26	16N	1⊏	CASCADE
Period of Diversion		-			1	CASCADE
Diversion Means:	HEADGAT					
3	NW	/NWNW	30	16N	2E	CASCADE
<b>Period of Diversion</b>	: APRIL 1 T	O SEPTE	MBER	30		
<b>Diversion Means:</b>	HEADGAT	E				

DECEMBER 16, 2010

41J 199004-00

Page 2 of 3

Period of Use:

Decree Report - Page 3310

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	60.00	S2	25	16N	1E CASCADE
2	5.00	NESE	26	16N	1E CASCADE
3	60.00	NE	30	16N	2E CASCADE
4	20.00	NW	30	16N	2E CASCADE
5	80.00	SE	30	16N	2E CASCADE
Total:	225.00				

#### **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.

199004-00 199005-00

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.

199004-00 207351-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 177-113 , DATED 8/17/1977 , APPEARS TO INDICATE 131.03 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDI AERIAL PHOTOGRAPH NO. 03G 207 , DATED 8/28/1950 , APPEARS TO INDICATE 17.49 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 199004-00 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:	<b>41J 199005-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	CASTLE ROCK RANCH CORP % CAROL ROSSMILLER PO BOX 1308 CHOTEAU, MT 59422				
Priority Date:	JULY 1, 1889				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	3.50 CFS				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area:	: 3 - MODERATE				
Maximum Acres:	163.00				
Source Name:	SOLDIER CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
ID Govt I	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSE 25 16N 1E CASCADE				
Period of Diversion: APRIL 1 TO JULY 31					
Diversion Means: 2	HEADGATE				
—	NENWSW 25 16N 1E CASCADE : APRIL 1 TO JULY 31				
Diversion Means:					
Period of Use:	APRIL 1 TO JULY 31				

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>	<b>County</b>
1	60.00	S2	25	16N	1E	CASCADE
2	15.00	S2SENE	30	16N	2E	CASCADE
3	80.00	SE	30	16N	2E	CASCADE
4	8.00	N2N2SW	30	16N	2E	CASCADE
Total:	163.00					

#### 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.

199004-00 199005-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

USDA AERIAL PHOTOGRAPH NO(S). 177-113 , DATED 8/17/1977 , APPEARS TO INDICATE 130.56 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDI AERIAL PHOTOGRAPH NO. 03G 207 , DATED 8/28/1950 , APPEARS TO INDICATE 17.04 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.

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41J 199311-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	DOUGLAS A FISCHER 10803 WEST SHERIDAN ST AVONDALE, AZ 85323				
	MARY ANN R FISCHER 729 54TH ST S GREAT FALLS, MT 59405				
	ROBERT K FISCHER 729 54TH ST S GREAT FALLS, MT 59405				
Priority Date:	DECEMBER 31, 1968				
Type of Historical Right	: USE				
*Purpose(use):	LAWN AND GARDEN				
Flow Rate:	22.44 GPM				
Volume:	1.00 AC-FT				
Maximum Acres:	0.50				
Source Name:	SPRING, UNNAMED TRIBUTARY OF RANCH CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
ID Govt ]					
1	NESENE 31 12N 8E MEAGHER				
	I: MAY 1 TO NOVEMBER 1				
Diversion Means: Subdivision:	RANCH CREEK CABIN SITES TRACT/LOT: 11				
Period of Use:	MAY 1 TO NOVEMBER 1				

DECEMBER 16, 2010

41J 199311-00

Page 2 of 2

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt I</u>	Lot <u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	0.50				8E MEAGHER
Subdivision: RANCH		RANCH CREEK CA	BIN SI	FES TR	ACT/LOT: 11
Total:	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:	41J 199351-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	s: ALANA J HASTINGS 766 MILLEGAN RD GREAT FALLS, MT 59405 8417					
	HUGH F HASTINGS 766 MILLEGAN RD GREAT FALLS, MT 59405 8417					
*Priority Date:	DECEMBER 31, 1955					
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	10.00 GPM					
Volume:	12.00 AC-FT					
Households:	1					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
*Point of Diversion and I	Means of Diversion:					
$\frac{ID}{1}$ Govt	SESWNE 35 19N 2E CASCADE					
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u> Govt 1	Lot <u>Qtr Sec Sec Twp Rge County</u>					
1	SESWNE 35 19N 2E CASCADE					

DECEMBER 16, 2010

41J 199351-00

Page 2 of 2

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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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED VOLUME EXCEEDS THE 1.5 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:	<b>41J 199352-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ALANA J HASTINGS 766 MILLEGAN RD GREAT FALLS, MT 59405 8417			
	HUGH F HASTINGS 766 MILLEGAN RD GREAT FALLS, MT 59405 8417			
*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):	DOMESTIC			
Flow Rate:	10.00 GPM			
Volume:				
Households:	1			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
*Point of Diversion and 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> SWNWNE 35 19N 2E CASCADE			
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31			

Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			35	19N	2E CASCADE

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

NO VOLUME 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:	41J 199353-00 Version: 1 OR Status:	IGINAL		F CLA	IM	
Owners:	ALANA J HASTINGS 766 MILLEGAN RD GREAT FALLS, MT 59405 8417					
	HUGH F HASTINGS 766 MILLEGAN RD GREAT FALLS, MT 59405 8417					
*Priority Date:	DECEMBER 31, 18	80				
Type of Historical Right	t: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	10.00 GPM					
Volume:	12.00 AC-FT					
Households:	1					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWA	TER				
*Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>			Twp		County	
1 Donied of Dimension			19N	2E	CASCADE	
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL						
Period of Use:	JANUARY 1 TO D	ECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u> <u>Govt</u>	Lot Qtr Sec	Sec	Twp	Rge	<b>County</b>	
1	NESENW	35	19N	2E	CASCADE	

Page 2 of 2

#### Remarks:

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

199353-00 207473-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 41J 207473-00, 41J 199353-00.

THE CLAIMED VOLUME EXCEEDS THE 1.5 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:	41J 200221-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	JAMES E FILLINGER ***DECEASED*** 749 EDEN RD GREAT FALLS, MT 59405					
	STEPHEN J FILLINGER 412 CALVERT RD STOCKETT, MT 59480					
Priority Date:	AUGUST 1, 1959					
Type of Historical Righ	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	30.00 GPM					
Volume:	1.00 AC-FT					
Households:	1					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER					
Source Type:	GROUNDWATER					
	ALSO KNOWN AS BILLY GORDON SPRING					
*Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>						
1	NENENE 28 16N 4E CASCADE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DEVELOPED SPRING						
Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:						
ID <u>Acres Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1	NWNWNW 21 16N 4E CASCADE					

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 200222-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JAMES E FILLINGER ***DECEASED*** 749 EDEN RD GREAT FALLS, MT 59405			
	STEPHEN J FILLINGER 412 CALVERT RD STOCKETT, MT 59480			
*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:	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:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER			
Source Type:	GROUNDWATER			
	ALSO KNOWN AS BILLY GORDON SPRING			

Decree Report - Page 3325

DECEMBER 16, 2010 41J 200222-00

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>
1		NENENE	28	16N	4E	CASCADE
Perio	d of Diversion: JANU	ARY 1 TO DE	CEMB	ER 31		
Diversion Means: DEVELOPED SPRING						
Period of U	Use: JANU	ARY 1 TO DE	CEMBI	ER 31		
Place of Use:						
ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1		NWNWNW	21	16N	4E	CASCADE

#### **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 SMITH RIVER BASIN 41J 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:	41J 200266-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHTStatus:ACTIVE					
Owners:	IVAN D BODELL RT 2 BOX 48 WHITE SULPHUR SPRINGS, MT 59645					
Priority Date:	DECEMBER 31, 1900					
Type of Historical Right	:USE					
Purpose(use):	DOMESTIC					
Flow Rate:	35.00 GPM					
Volume:	4.00 AC-FT					
Households:	1					
Maximum Acres:	10.00					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
IDGovt I1Period of DiversionDiversion Means:	SESESW 28 10N 6E MEAGHER : JANUARY 1 TO DECEMBER 31					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres Govt I</u>	<u>lot Qtr Sec Sec Twp Rge County</u>					
1 10.00	SESESW 28 10N 6E MEAGHER					
<b>Total:</b> 10.00						

**Remarks:** 

41J 200266-00

Page 2 of 2

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 SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

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

Water Right Number:	41J 20028	<b>31-00</b> S	TATEN		F CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	A	CTIVE		
Owners:	CAROLINE 645 BEVE MISSOUL/	RLY AVE		9		
	WILLIS O 645 BEVE MISSOUL/	RLY AVE	01 591	9		
*Priority Date:	DECEMBE	R 31, 195	56			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
Flow Rate:	3.00 GPM					
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIN	PURF	POSES 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, U	JNNAME	D TRIE	BUTARY	OF S	MITH RIVER
Source Type:	GRO	UNDWAT	ER			
*Point of Diversion and I	Means of Div	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		County
1			14 05400	16N	3E	CASCADE
Period of Diversior Diversion Means:		-	CEMB	ER 31		
Period of Use:	JANUARY		CEMB	ER 31		
Place of Use:						
ID Acres Govt 1	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	NE	ENWSW	14	16N	3E	CASCADE

Page 2 of 2

#### Remarks:

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 20028	<b>2-00</b> S	TATEN		F CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	CAROLINE 645 BEVEI MISSOULA	RLY AVE		9		
	WILLIS O 645 BEVEI MISSOULA	RLY AVE	01 591	9		
<b>*Priority Date:</b>	DECEMBE	R 31, 195	57			
Type of Historical Right	USE					
Purpose(use):	STOCK					
Flow Rate:	3.00 GPM					
*Volume:	STOCK W	ATERING NIT. ANIM	PURP 1AL UN	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, U	JNNAME	D TRIE	BUTARY	OF S	MITH RIVER
Source Type:	GRO	UNDWAT	ER			
*Point of Diversion and I	Means of Div	ersion:				
$\underline{ID}_{4}$ <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		County
Period of Diversion	_		11 СЕМВІ	16N	3E	CASCADE
Diversion Means:	PIPELINE	TIODE				
Period of Use:	JANUARY	1 TO DE	CEMBI	ER 31		
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	SE	INWSW	11	16N	3E	CASCADE

Page 2 of 2

#### Remarks:

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**Period of Use:** 

# PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 200332-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388
Priority Date:	MAY 1, 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:	TROUT CREEK
Source Type:	SURFACE WATER
Point of Diversion and	
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SENESE 29 15N 3E CASCADE
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

**JANUARY 1 TO DECEMBER 31** 

DECEMBER 16, 2010

41J 200332-00

Page 2 of 2

Place of Use:

ID	Acres Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1		SENESE	29	15N	3E CASCADE

#### Remarks:

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

200332-00 200334-00 200338-00 200339-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 11/10/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY MARLENE TEAGUE ET AL AND JAMES R KALITOWSKI , PO BOX 28 , EKALAKA, MT , 59324-0028.

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

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

**Period of Use:** 

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 200333-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388			
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388			
<b>Priority Date:</b>	MAY 1, 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:	COAL 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> NENESE 29 15N 3E CASCADE			
-	a: JANUARY 1 TO DECEMBER 31			
	LIVESTOCK DIRECT FROM SOURCE			
Diversion means.				

**JANUARY 1 TO DECEMBER 31** 

DECEMBER 16, 2010

41J 200333-00

Page 2 of 2

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		NENESE	29	15N	3E CASCADE

#### Remarks:

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

200333-00 200335-00 200336-00 200337-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 11/10/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY MARLENE TEAGUE ET AL AND JAMES R KALITOWSKI , PO BOX 28 , EKALAKA, MT , 59324-0028.

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Water Right Number:	41J 200334-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHTStatus:ACTIVE			
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388			
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388			
Priority Date:	MAY 1, 1905			
Type of Historical Right	:USE			
*Purpose(use):	MULTIPLE DOMESTIC			
Flow Rate:	5.00 GPM			
Volume:	4.34 AC-FT			
Households:	2			
Maximum Acres:	1.00			
Source Name:	TROUT CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	SENESE 29 15N 3E CASCADE			
Period of Diversion Diversion Means:	LIMP			
Period of Use:	JANUARY 1 TO DECEMBER 31			

DECEMBER 16, 2010

41J 200334-00

Page 2 of 2

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	1.00	SENESE	29	15N	3E CASCADE
Total:	1.00				

### Remarks:

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200332-00 200334-00 200338-00 200339-00

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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:	41J 200335-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE		
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388		
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388		
Priority Date:	MAY 1, 1905		
Type of Historical Right	:USE		
*Purpose(use):	MULTIPLE DOMESTIC		
Flow Rate:	5.00 GPM		
Volume:	4.34 AC-FT		
Households:	2		
Maximum Acres:	1.00		
Source Name:	COAL CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and I	Means of Diversion:		
ID Govt 1			
1	NENESE 29 15N 3E CASCADE		
Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31		
Period of Use:	JANUARY 1 TO DECEMBER 31		
	JANUART TTO DEGENIDER 31		

DECEMBER 16, 2010

41J 200335-00

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	NENESE	29	15N	3E CASCADE
Total:	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.

200333-00 200335-00 200336-00 200337-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 11/10/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY MARLENE TEAGUE ET AL AND JAMES R KALITOWSKI , PO BOX 28 , EKALAKA, MT , 59324-0028.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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>41J 200336-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388
Priority Date:	MAY 1, 1905
Type of Historical Righ	nt: USE
Purpose(use):	RECREATION
*Flow Rate:	
*Volume:	THE FLOW RATE AND VOLUME ARE LIMITED TO THE MINIMUM AMOUNT NECESSARY TO SUSTAIN THIS PURPOSE. THIS RIGHT SHALL CONTINUE TO BE UTILIZED IN ACCORDANCE WITH HISTORICAL PRACTICES.
Source Name:	COAL CREEK
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> NENESE 29 15N 3E CASCADE
•	m: JANUARY 1 TO DECEMBER 31
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	NENESE 29 15N 3E CASCADE

41J 200336-00

Page 2 of 2

#### Remarks:

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

200333-00 200335-00 200336-00 200337-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE WAS NOT EXAMINED AS NO FLOW RATE GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIM EXAMINATION RULES.

AS OF 11/10/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY MARLENE TEAGUE ET AL AND JAMES R KALITOWSKI , PO BOX 28 , EKALAKA, MT , 59324-0028.

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

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	41J 200337-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388
Priority Date:	MAY 1, 1905
Type of Historical Right	t: USE
Purpose(use):	FIRE PROTECTION
Flow Rate:	15.00 CFS
*Volume:	THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.
Source Name:	COAL CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
ID 1 Period of Diversion	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> NENESE 29 15N 3E CASCADE n: JANUARY 1 TO DECEMBER 31
Diversion Means:	INSTREAM
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Govt	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	NENESE 29 15N 3E CASCADE

41J 200337-00

Page 2 of 2

### Remarks:

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

200333-00 200335-00 200336-00 200337-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED MEANS OF DIVERSION APPEARS TO BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE CLAIMED FLOW RATE CANNOT BE CONFIRMED DUE TO A LACK OF DATA.

AS OF 11/10/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY MARLENE TEAGUE ET AL AND JAMES R KALITOWSKI , PO BOX 28 , EKALAKA, MT , 59324-0028.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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>41J 200338-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388				
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388				
<b>Priority Date:</b>	MAY 1, 1905				
Type of Historical Righ	t: USE				
Purpose(use):	FIRE PROTECTION				
Flow Rate:	25.60 CFS				
*Volume:	THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.				
Source Name:	TROUT CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1 Bariad of Dimension	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENESE 29 15N 3E CASCADE n: JANUARY 1 TO DECEMBER 31				
Diversion Means:	INSTREAM				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
ID Acres Govt	Lot <u>Qtr Sec Sec Twp Rge County</u>				
1	SENESE 29 15N 3E CASCADE				

41J 200338-00

Page 2 of 2

#### Remarks:

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

200332-00 200334-00 200338-00 200339-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED MEANS OF DIVERSION APPEARS TO BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE CLAIMED FLOW RATE CANNOT BE CONFIRMED DUE TO A LACK OF DATA.

AS OF 11/10/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY MARLENE TEAGUE ET AL AND JAMES R KALITOWSKI , PO BOX 28 , EKALAKA, MT , 59324-0028.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 200339-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388
Priority Date:	MAY 1, 1905
Type of Historical Righ	t: USE
Purpose(use):	RECREATION
*Flow Rate:	
*Volume:	THE FLOW RATE AND VOLUME ARE LIMITED TO THE MINIMUM AMOUNT NECESSARY TO SUSTAIN THIS PURPOSE. THIS RIGHT SHALL CONTINUE TO BE UTILIZED IN ACCORDANCE WITH HISTORICAL PRACTICES.
Source Name:	TROUT CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	SENESE 29 15N 3E CASCADE
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 INSTREAM
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	SENESE 29 15N 3E CASCADE

41J 200339-00

Page 2 of 2

#### Remarks:

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

200332-00 200334-00 200338-00 200339-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE WAS NOT EXAMINED AS NO FLOW RATE GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIM EXAMINATION RULES.

AS OF 11/10/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY MARLENE TEAGUE ET AL AND JAMES R KALITOWSKI , PO BOX 28 , EKALAKA, MT , 59324-0028.

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

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

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

### **IMPORTANT NOTICE**

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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:	41J 200342-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	DORIS B MCMICKING 25 ECKER ST SAN FRANCISCO, CA 94123					
	HENRY A MCMICKING 25 ECKER ST SAN FRANCISCO, CA 94123 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.					
<b>Priority Date:</b>	JUNE 8, 1931					
Type of Historical Right	: FILED					
*Purpose(use):	MULTIPLE DOMESTIC					
Flow Rate:	50.00 GPM					
Volume:	17.30 AC-FT					
Households:	4					
Maximum Acres:	5.00					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER					
Source Type:	GROUNDWATER					
*Point of Diversion and I	Means of Diversion:					
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> 8 SWSESE 12 14N 3E MEAGHER					
	a: JANUARY 1 TO DECEMBER 31					
Diversion Means:						
Period of Use:	JANUARY 1 TO DECEMBER 31					

41J 200342-00

Page 2 of 2

### Place of Use:

ID	Acres Gov	vt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	5.00	8	SWSESE	12	14N	3E MEAGHER
Total:	5.00					

### **Remarks:**

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

IMPLIED CLAIM NO. 41J 200343 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

MEAGHER COUNTY RECORDS AS OF 05/15/2008 SHOWS PLACE OF USE IS OWNED BY ALFRED & BENNETT MCMICKING.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:		IGINAL	/IENT OF RIGHT CTIVE	- CLA	IM			
Owners:	DORIS B MCMICKING 25 ECKER ST SAN FRANCISCO, CA 94123							
	HENRY A MCMICI 25 ECKER ST SAN FRANCISCO	-	23					
Priority Date:	JUNE 8, 1931							
Type of Historical Right	t: FILED							
Purpose(use):	MULTIPLE DOME	STIC						
Flow Rate:	50.00 GPM							
Volume:	e: 17.30 AC-FT							
Households:	4							
Maximum Acres:	5.00							
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER							
Source Type:	GROUNDWATER							
*Point of Diversion and	Means of Diversion:							
<u>ID</u> <u>Govt</u>			Twp		<u>County</u>			
1	6 NESWNE		14N	3E	MEAGHER			
	1: JANUARY 1 TO D	ECEMBI	ER 31					
	PUMP							
Period of Use:	JANUARY 1 TO D	ECEMBI	ER 31					
Place of Use:								
ID Acres Govt	Lot Qtr See	Sec	Twp	Rge	<b>County</b>			
1 5.00	6 NESWNE	12	14N	3E	MEAGHER			
<b>Total:</b> 5.00								

41J 200343-00

Page 2 of 2

### Remarks:

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

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41J 200342.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

MEAGHER COUNTY RECORDS AS OF 05/15/2008 SHOWS PLACE OF USE IS OWNED BY HENRY CAMERON & ALEX MCMICKING.

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE 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**

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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:	41J 200344-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388
Priority Date:	MAY 20, 1915
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 SMITH RIVER
Source Type:	SURFACE WATER
	THIS WATER RIGHT ALSO INCLUDES SURFACE WATER FROM AN UNNAMED TRIBUTARY OF THE SMITH RIVER.
Point of Diversion and	Means of Diversion:
ID Govt	Lot Otr Sec Sec Two Rge County

 ID
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 SENWNE
 14
 14N
 3E
 MEAGHER

 Period of Diversion:
 JANUARY 1 TO DECEMBER 31

 Diversion Means:
 DAM

	Reservoir:	ONSTREAM	Reservo	ir Name	RATL	OFF	DAM
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNE	<u>Sec</u> 14	<u>Twp</u> 14N	<u>Rge</u> 3E	<u>County</u> MEAGHER
	Dam Hei	n to Reservoir: ght:	DIVERS 13.00	FEET			
	Depth: Surface A Capacity			FEET ACRES ACRE-F	EET		
		THE CA DNRC.	PACITY, DA	AM HEIG	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period	l of Use:	JANUA	RY 1 TO DE	CEMBE	R 31		
Place <u>ID</u> 1	of Use: <u>Acres (</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNE	<u>Sec</u> 14	<u>Twp</u> 14N		<u>County</u> MEAGHER

#### **Remarks:**

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

198827-00 200344-00

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 SMITH RIVER BASIN 41J 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:	41J 2003	<b>45-00</b> S	TATEN		- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	A	CTIVE		
Owners:	ELAINE F P0 BOX 3 CASCADE	88	21 0388	8		
<b>Priority Date:</b>	MAY 20, 1	915				
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST DITCH SY	S OF STC ′STEM. T	OCK DR	NKING	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,	UNNAMEI	D TRIE	BUTARY	OF S	MITH RIVER
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and	Means of Di	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		County
1 D · L (D) · ·			14 ОСТИРІ	14N	3E	MEAGHER
Period of Diversion Diversion Means:	LIVESTO				RCE	
Period of Use:	JANUAR				(OL	
	5,		22.00			
Place of Use: ID Acres Govt	Lot	Qtr Sec	Sec	Twp	Rae	County
1	3	SENWNE	14	14N	3E	MEAGHER

41J 200345-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THIS CLAIM AND WATER RIGHT NO. 41J 200346 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."

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 20034	<b>16-00</b> S	TATEM	IENT OF	- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	ELAINE F P0 BOX 38 CASCADE	38	21 0388	3		
<b>Priority Date:</b>	MAY 20, 1	915				
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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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, I	JNNAME	) TRIB	UTARY	OF S	MITH RIVER
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and I	Means of Div	version:				
$\underline{ID}$ <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		County
1 Period of Diversion	-		14 CEMBE	14N =R 31	3E	MEAGHER
Diversion Means:	LIVESTO				RCE	
Period of Use:	JANUARY	′ 1 TO DE	CEMB	ER 31		
Place of Use:						
ID <u>Acres</u> Govt 1	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	S	ENWNE	14	14N	3E	MEAGHER

41J 200346-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THIS CLAIM AND WATER RIGHT NO. 41J 200345 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."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 200347-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421				
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388				
<b>Priority Date:</b>	JUNE 23, 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:	SMITH RIVER				
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> NWNWNW 7 14N 4E MEAGHER				
Period of Diversion	n: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				

DECEMBER 16, 2010

41J 200347-00

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		NWNWNW	7	14N	4E MEAGHER

### **Remarks:**

ā.....

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 07/01/2008 , THIS WATER RIGHT APPEARS TO BE OWNED BY ALEXANDRA M. ELLSWORTH, TRUSTEE , MCMICKING AND CO. , 500 SANSOME STREET, STE 608 , SAN FRANCISCO, CA 94111-3222.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 200348-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388
<b>Priority Date:</b>	JUNE 23, 1934
Type of Historical Righ	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:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	SESENW 7 14N 4E MEAGHER
	n: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE
Diversion weans:	

**DECEMBER 16, 2010** 

41J 200348-00

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		SESENW	7	14N	4E MEAGHER

### **Remarks:**

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

198802-00 200348-00

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

.....<u></u> THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO **OBJECTIONS ARE FILED.** 

AS OF 07/01/2008. THIS WATER RIGHT APPEARS TO BE OWNED BY ALEXANDRA M. ELLSWORTH. TRUSTEE, MCMICKING AND CO., 500 SANSOME STREET, STE 608, SAN FRANCISCO, CA 94111-3222.

THE CLAIMED PRIORITY DATE DIFFERS FROM THE EARLIEST DATE ON THE FILED NOTICE. THE CLAIMED PRIORITY DATE CANNOT BE SUBSTANTIATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND **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 SMITH RIVER BASIN 41J 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:	41J 200349-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388			
<b>Priority Date:</b>	JUNE 10, 1910			
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:	TWO CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NENESW 22 14N 3E MEAGHER			
Period of Diversion: JANUARY 1 TO DECEMBER 31				

**Diversion Means:** DAM

Res	ervoir:	ONSTREAM	Reservo	ir Name:	COP	E DAN	Λ
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NENESW	<u>Sec</u> 22	<u>Twp</u> 14N	<u>Rge</u> 3E	<u>County</u> MEAGHER
	Diversion	n to Reservoir:	DIVERS	ION # 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	AM HEIG	GHT, AN	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of	Use:	JANUA	RY 1 TO DE	CEMBE	R 31		
Place of U	U <b>se:</b>						
<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			NENESW	22	14N	3E	MEAGHER

#### **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 SMITH RIVER BASIN 41J 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:	41J 200350-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	MARGURITE W COPE ***DECEASED*** PO BOX 145 CASCADE, MT 59421					
	THEODORE V COPE ***DECEASED*** % ELAINE COPE PO BOX 388 CASCADE, MT 59421 0388					
Priority Date:	JUNE 1, 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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF SMITH RIVER					
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> NESWNE 34 15N 3E CASCADE					
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DAM					

*Re	eservoir:	ONSTREAM	Reservo	ir Name	: SWE	DESI	DAM
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NESWNE	<u>Sec</u> 34	<u>Twp</u> 15N	<u>Rge</u> 3E	<u>County</u> CASCADE
	Diversior	n to Reservoir:	DIVERS	ION # 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	RFACE AREA HAVE BEEN ESTIMATED BY
Period o	f Use:	JANUA	RY 1 TO DE	CEMBE	R 31		
Place of	Use:						
ID	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			NESWNE	34	15N	3E	CASCADE

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 10/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY GARY L. AND VIOLA K. ANDERSON , PO BOX 270 , ULM, MT , 59485-0270.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 200351-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	ELAINE F COPE P0 BOX 388 CASCADE, MT 59421 0388				
<b>Priority Date:</b>	JULY 20, 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:	SPRING, UNNAMED TRIBUTARY OF TWO CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> <u>Govt</u>					
1	NENESW 22 14N 3E MEAGHER				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

*Reservoir	ONSTREAM	Reservo	ir Name:	FISH	PON	0
	Govt Lot	<u>Qtr Sec</u> NENESW	<u>Sec</u> 22	<u>Twp</u> 14N	<u>Rge</u> 3E	<u>County</u> MEAGHER
Divers	ion to Reservoir:	DIVERS	ION # 1			
Dam H	leight:	14.00 l	FEET			
Depth:		10.00	FEET			
Surfac	e Area:	1.00	ACRES			
Capaci	ity:	4.00	ACRE-F	EET		
	THE CA DNRC.	PACITY, DA	M 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:						
<u>ID</u> <u>Acre</u>	<u>s Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NENESW	22	14N	3E	MEAGHER

#### **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:	41J 200402				CLA	IM
		1 ORIG Status:		ΠVE		
Owners:	2129 US HI	CACILIE L PARK 2129 US HIGHWAY 89 N WHITE SULPHUR SPRINGS, MT 59645				
	JAMES W F 2129 US HI WHITE SUL	GHWAY 8		6, MT 5	9645	
*Priority Date:	JUNE 30, 19	918				
Type of Historical Right	: FILED					
Purpose(use):	COMMERC	IAL				
<b>Purpose Clarificatio</b>	n: FOREST	GREEN F	RESOR	T		
Flow Rate:	2.50 CFS					
Volume:	33.60 AC-F	т				
Source Name:	BONINE CF	REEK				
Source Type:	SURF	ACE WAT	ER			
Point of Diversion and I	Means of Dive	ersion:				
$\frac{ID}{1}$ Govt	SV	<u>Qtr Sec</u> VNENE	<u>Sec</u> 32	<u>Тwp</u> 12N		<u>County</u> MEAGHER
Period of Diversion Diversion Means:	I: JANUARY ' PIPELINE	1 TO DEC	EMBEI	R 31		
Period of Use:	JANUARY <sup>·</sup>			D 31		
	JANOAN	TIODEO				
Place of Use: ID Acres Govt I	ot	Qtr Sec	Sec	Twp	Dae	County
1			32 TES 10	12N		MEAGHER LAND AT FOREST GREEN RESORT.
			123 10	AURE	5 OF	LAND AT FOREST GREEN RESORT.

41J 200402-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE MAY BE HIGH FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE 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**

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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:	41J 200403-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	CACILIE L PARK 2129 US HIGHWAY 89 N WHITE SULPHUR SPRINGS, MT 59645					
	JAMES W PARK JR 2129 US HIGHWAY 89 N WHITE SULPHUR SPRINGS, MT 59645					
*Priority Date:	JUNE 30, 1961					
Type of Historical Right	t: USE					
Purpose(use):	COMMERCIAL					
Flow Rate:	25.00 GPM					
Volume:	16.80 AC-FT					
Source Name:	SPRING, UNNAMED TRIBUTARY OF BONINE CREEK					
Source Type:	GROUNDWATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NWSENE 32 12N 8E MEAGHER n: JANUARY 1 TO DECEMBER 31					
Diversion Means:						
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u> Govt	Lot <u>Qtr Sec Sec Twp Rge County</u>					
1	NWSENE 32 12N 8E MEAGHER					

#### **Remarks:**

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

Page 2 of 2

## 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:	41J 200404-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	JAMES E YUHAS 459 W EDEN RD GREAT FALLS, MT 59405
	JANNA S YUHAS PO BOX 6247 GREAT FALLS, MT 59406 6247
	JOANN YUHAS 459 W EDEN RD GREAT FALLS, MT 59405
	MICHAEL J YUHAS PO BOX 6247 GREAT FALLS, MT 59406 6247
	OWNER JAMES E YUHAS RETAINED. CONTRACT FOR DEED INTEREST. OWNER JOANN YUHAS RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	JUNE 1, 1928
Type of Historical Right	: USE
*Purpose(use):	MULTIPLE DOMESTIC
Flow Rate:	10.00 GPM
Volume:	2.00 AC-FT
Households:	2
Maximum Acres:	2.00
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

DECEMBER 16, 2010 41J 200404-00

Page 2 of 2

Point o	f Diversion and Means	of Diversion:			
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SESESW	18	18N	4E CASCADE
Pe	riod of Diversion: JAN	UARY 1 TO DE	CEMB	ER 31	
Di	version Means: WE	LL			
Period	Period of Use: JANUARY 1 TO DECEMBER 31				
Place o	f Use:				
ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1	2.00	SESESW	18	18N	4E CASCADE
Total:	2.00				

#### **Remarks:**

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

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

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Water Right Number:	41J 200405-00	STATEM	IENT OF	- CLAI	M
	Version: 1 O	RIGINAL	RIGHT		
	Statu	s: AC	CTIVE		
Owners:	JAMES E YUHAS 459 W EDEN RD GREAT FALLS, M				
	JOANN YUHAS 459 W EDEN RD GREAT FALLS, M	1T 59405			
<b>*Priority Date:</b>	JUNE 1, 1928				
Type of Historical Right	:USE				
*Purpose(use):	MULTIPLE DOME	STIC			
Flow Rate:	35.00 GPM				
Volume:	5.00 AC-FT				
Households:	2				
Maximum Acres:	2.00				
Source Name:	GROUNDWATER	R			
Source Type:	GROUNDW	ATER			
*Point of Diversion and I	Means of Diversion:				
ID Govt 1			Twp		<u>County</u>
1	SENWN		18N	3E	CASCADE
Period of Diversion Diversion Means:		DECEMBE	=R 31		
Period of Use:	JANUARY 1 TO I		-R 31		
Place of Use:	ot Otr S	See	Two	Dao	County
<u>ID</u> <u>Acres</u> <u>Govt I</u>			<u>Twp</u>		<u>County</u>
1 2.00	SENWN	E 21	18N	3E	CASCADE
<b>Total:</b> 2.00					

Page 2 of 2

#### Remarks:

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

200405-00 200406-00

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:	41J 200406-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	JAMES E YUHAS 459 W EDEN RD GREAT FALLS, MT 59405				
	JOANN YUHAS 459 W EDEN RD GREAT FALLS, MT 59405				
Priority Date:	JUNE 1, 1928				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
Flow Rate:	4.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
*Point of Diversion and I	Means of Diversion:				
$\frac{\mathbf{ID}}{1}$ Govt	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWNE 21 18N 3E CASCADE				
	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 1</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>				
1	SENWNE 21 18N 3E CASCADE				

Page 2 of 2

#### Remarks:

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

200405-00 200406-00

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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### **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>41J 200407-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JAMES E YUHAS 459 W EDEN RD GREAT FALLS, MT 59405			
	JOANN YUHAS 459 W EDEN RD GREAT FALLS, MT 59405			
Priority Date:	JUNE 1, 1928			
Type of Historical Righ	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:	SPRING, UNNAMED TRIBUTARY OF MING COULEE			
Source Type:	SURFACE WATER			
<b>*Point of Diversion and</b>	Means of Diversion:			
IDGovt1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENENE 21 18N 3E CASCADE			
	n: JANUARY 1 TO DECEMBER 31			
Diversion Means				

Diversion Means: UNDEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

DECEMBER 16, 2010 41J 200407-00

Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u> <u>County</u>	
1		SENENE	21	18N	3E CASCAD	Е

#### **Remarks:**

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

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Water Right Number:	41J 200408-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	JAMES E YUHAS 459 W EDEN RD GREAT FALLS, MT 59405
	JANNA S YUHAS PO BOX 6247 GREAT FALLS, MT 59406 6247
	JOANN_YUHAS 459 W EDEN RD GREAT FALLS, MT 59405
	MICHAEL J YUHAS PO BOX 6247 GREAT FALLS, MT 59406 6247 OWNER JAMES E YUHAS RETAINED. CONTRACT FOR DEED INTEREST. OWNER JOANN YUHAS RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	JUNE 1, 1928
Type of Historical Righ	t: 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: Source Type:	SPRING, UNNAMED TRIBUTARY OF GOODMAN COULEE GROUNDWATER

Decree Report - Page 3381

DECEMBER 16, 2010 41J 200408-00

Page 2 of 2

*Point of Diversion and Means of Diversion:							
<u>ID</u>	Govt L	<u>ot</u>	<u>Qtr Sec</u>	Sec	<u>Twp</u>	Rge	<u>County</u>
1			SESESW	18	18N	4E	CASCADE
Perio	Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diver	rsion Means:	DEVEL	OPED SPRI	١G			
Period of	Use:	JANUAI	RY 1 TO DE	CEMB	ER 31		
Place of U	Jse:						
<u>ID</u>	<u>Acres</u> <u>Govt L</u>	ot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			SESESW	18	18N	4E	CASCADE

#### **Remarks:**

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 200409-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	JAMES E YUHAS 459 W EDEN RD GREAT FALLS, MT 59405
	JANNA S YUHAS PO BOX 6247 GREAT FALLS, MT 59406 6247
	JOANN YUHAS 459 W EDEN RD GREAT FALLS, MT 59405
	MICHAEL J YUHAS PO BOX 6247 GREAT FALLS, MT 59406 6247 OWNER JAMES E YUHAS RETAINED. CONTRACT FOR DEED INTEREST. OWNER JOANN YUHAS RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	JUNE 1, 1928
Type of Historical Righ	t: USE
Purpose(use):	STOCK
Flow Rate:	35.00 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

DECEMBER 16, 2010 41J 200409-00

Page 2 of 2

Point of Diversion and Means of Diversion:					
Govt Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	<u>Rge</u> <u>County</u>	
	SESESW	18	18N	4E CASCA	DE
od of Diversion: JANUA	RY 1 TO DE	CEMB	ER 31		
Diversion Means: WELL					
Period of Use: JANUARY 1 TO DECEMBER 31					
Use:					
Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
	SESESW	18	18N	4E CASCAE	DE
	Govt Lot od of Diversion: JANUA ersion Means: WELL f Use: JANUA Use:	Govt LotQtr Sec SESESWod of Diversion: JANUARY 1 TO DE ersion Means:WELLf Use:JANUARY 1 TO DE Use:Luse:Qtr SecAcres Govt LotQtr Sec	Govt Lot       Qtr Sec SESESW       Sec 18         od of Diversion: JANUARY 1 TO DECEMBINE         ersion Means:       WELL         f Use:       JANUARY 1 TO DECEMBIN         Use:       JANUARY 1 TO DECEMBIN         Use: <u>Acres Govt Lot</u> Qtr Sec       Sec	Govt LotQtr SecSecTwpSESESW1818Nod of Diversion: JANUARY 1 TO DECEMBER 31ersion Means:WELLf Use:JANUARY 1 TO DECEMBER 31Use:Acres Govt LotQtr SecAcres Govt LotQtr SecSec	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SESESW     18     18N     4E     CASCAL       od of Diversion: JANUARY 1 TO DECEMBER 31       ersion Means:     WELL       f Use:     JANUARY 1 TO DECEMBER 31       Use: <u>Acres Govt Lot</u> <u>Qtr Sec</u> <u>Acres Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</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.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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: 41J 200410-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

JAMES E YUHAS 459 W EDEN RD GREAT FALLS, MT 59405

JANNA S YUHAS PO BOX 6247 GREAT FALLS, MT 59406 6247

JOANN YUHAS 459 W EDEN RD GREAT FALLS, MT 59405

MICHAEL J YUHAS PO BOX 6247 GREAT FALLS, MT 59406 6247 OWNER JAMES E YUHAS RETAINED. CONTRACT FOR DEED INTEREST. OWNER JOANN YUHAS RETAINED. CONTRACT FOR DEED INTEREST.

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):	IRRIGATION
Flow Rate:	
Volume:	
Source Name:	UNNAMED TRIBUTARY OF GOODMAN COULEE
Point of Diversion a	nd 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 09/19/2006.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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: 41J 200411-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

JAMES E YUHAS 459 W EDEN RD GREAT FALLS, MT 59405

JOANN YUHAS 459 W EDEN RD GREAT FALLS, MT 59405

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF GOODMAN 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 09/19/2006.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 200413-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ROWAN J OGDEN 2232 MILLEGAN RD CASCADE, MT 59421			
<b>*Priority Date:</b>	NOVEMBER 1, 1972			
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER APPROPRIATION ( GW2 ). THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION.			
Type of Historical Righ	t: FILED			
Purpose(use):	DOMESTIC			
Flow Rate:	20.00 GPM			
Volume:	32.26 AC-FT			
Households:	1			
Maximum Acres:	2.00			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
	ALSO KNOWN AS TRAILER WELL			
Point of Diversion and Means of Diversion:				
IDGovt1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NESENE 34 17N 2E CASCADE			
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

**DECEMBER 16, 2010** 

41J 200413-00

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	2.00	NESENE	34	17N	2E CASCADE
Total:	2.00				

#### **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.

200413-00 200414-00

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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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO **OBJECTIONS ARE FILED.** 

THE CLAIMED VOLUME EXCEEDS THE 6.5 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:	41J 200414-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ROWAN J OGDEN 2232 MILLEGAN RD CASCADE, MT 59421			
<b>*Priority Date:</b>	NOVEMBER 1, 1972			
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER APPROPRIATION ( GW2 ). THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION.			
Type of Historical Righ	t: FILED			
Purpose(use):	STOCK			
Flow Rate:	4.44 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 TRAILER WELL			
Point of Diversion and Means of Diversion:				
IDGovt1	LotQtr SecSecTwpRgeCountySESENE3417N2ECASCADE			
	n: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

DECEMBER 16, 2010

41J 200414-00

Page 2 of 2

Place of Use:

ID	Acres Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1		SESENE	34	17N	2E CASCADE

#### Remarks:

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

200413-00 200414-00

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41J 200415-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROWAN J OGDEN 2232 MILLEGAN RD CASCADE, MT 59421
<b>Priority Date:</b>	APRIL 15, 1935
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:	SPRING, UNNAMED TRIBUTARY OF COAL CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS HOUSE SPRING
Point of Diversion and	Means of Diversion:
IDGovt1	LotQtr SecSecTwpRgeCountySWSESE2415N2ECASCADE
Period of Diversion	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:	
ID <u>Acres</u> Govt	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	SWSESE 24 15N 2E CASCADE

Page 2 of 2

#### Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 200416-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	ROWAN J OGDEN 2232 MILLEGAN RD CASCADE, MT 59421		
Priority Date:	MAY 10, 1935		
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 COAL CREEK		
Source Type:	SURFACE WATER		
	ALSO KNOWN AS GARDEN SPRING		
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> NWNENE 25 15N 2E CASCADE		
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 Acres Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>		
1	NWNENE 25 15N 2E CASCADE		

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 20041	1 <b>7-00</b> S	TATEN		- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	ROWAN J OGDEN 2232 MILLEGAN RD CASCADE, MT 59421					
*Priority Date:	OCTOBER 5, 1937					
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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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	BUTARY	OF H	OUND CREEK
Source Type:	SURI	FACE WA	TER			
*Point of Diversion and Means of Diversion:						
1 Beriod of Diversion		<u>Qtr Sec</u> SESENE	Sec 34 CEMBE	<u>Twp</u> 17N =R 31		County CASCADE
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	\$	SESENE	34	17N	2E	CASCADE

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 200459-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: WITHDRAWN					
Owners:	RUSSELL W WEINGARTNER 4480 LAST STRAW DR HELENA, MT 59602 7132					
	SUE A WEINGARTNER 4480 LAST STRAW DR HELENA, MT 59602 7132					
Priority Date:						
Enforceable Priority Date:						
Type of Historical Right:						
Purpose (use):	STOCK					
Flow Rate:						
Volume:						
Source Name:	UNNAMED TRIBUTARY OF BLACK CANYON					
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 09/29/2006.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 200460-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	RUSSELL W WEINGARTNER 4480 LAST STRAW DR HELENA, MT 59602 7132					
	SUE A WEINGARTNER 4480 LAST STRAW DR HELENA, MT 59602 7132					
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 BLACK CANYON					
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>					
1	NWSWNW 10 13N 3E MEAGHER					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 200460-00 Page 2 of 2

*Reservoir: ONSTREAN	Λ				
Govt Lot	<u>Qtr Sec</u> NWSWNW		<u>Тwp</u> 13N	<u>Rge</u> 3E	<u>County</u> MEAGHER
<b>Diversion to Reservoir:</b>	DIVER	SION # 1	l		
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	0.50	ACRES			
Capacity:	2.00	ACRE-F	FEET		
THE C	APACITY HA	AS BEEI	N ESTI	MATE	D BY DNRC.
Period of Use: JANU/	ARY 1 TO D	ECEMBE	ER 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	NWSWNW	10	13N	3E	MEAGHER

#### **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:	41J 200461-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	RUSSELL W WEINGARTNER 4480 LAST STRAW DR HELENA, MT 59602 7132							
	SUE A WEINGARTNER 4480 LAST STRAW DR HELENA, MT 59602 7132							
*Priority Date:	DECEMBER 31, 1889							
Type of Historical Righ	t: FILED							
Purpose(use):	STOCK							
Flow Rate:	9.00 GPM							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER							
Source Type:	GROUNDWATER							
*Point of Diversion and Means of Diversion:								
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County SESESW 26 14N 3E MEAGHER							
I	a: MAY 15 TO OCTOBER 15							
Diversion Means:	PUMP							
Period of Use:	MAY 15 TO OCTOBER 15							

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		SWNE	3	13N	3E MEAGHER
2		SESE	34	14N	3E MEAGHER

#### **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:	41J 200462-	00 STATEI		- CLA	IM	
	Version: 1	ORIGINAL	RIGHT			
	S	Status: A	CTIVE			
Owners:	RUSSELL W 4480 LAST S HELENA, MT	TRAW DR	NER			
	SUE A WEIN 4480 LAST S HELENA, MT	TRAW DR				
<b>Priority Date:</b>	JANUARY 1,	1940				
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:	SPRING, UN	NAMED TRI	BUTARY	OF B	LACK CANYON	
Source Type:	GROUN	IDWATER				
*Point of Diversion and I	Means of Divers	sion:				
$\frac{\mathbf{ID}}{1}$ Govt		tr Sec Sec	<u>Twp</u> 13N		<u>County</u> MEAGHER	
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: PIPELINE						
Period of Use:	Period of Use: JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres Govt 1</u>	Lot Q	tr Sec Sec	Twp	Rge	County	
1	S	WNW 10	13N	3E	MEAGHER	

Page 2 of 2

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 200463-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE						
Owners:	RUSSELL W WEINGARTNER 4480 LAST STRAW DR HELENA, MT 59602 7132						
	SUE A WEINGARTNER 4480 LAST STRAW DR HELENA, MT 59602 7132						
Priority Date:	SEPTEMBER 30, 1948						
Type of Historical Right	t: 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 BLACK CANYON						
Source Type:	GROUNDWATER						
	ALSO KNOWN AS LEWIS SPRING						
*Point of Diversion and Means of Diversion:							
IDGovt1	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SESWNE 33 14N 3E MEAGHER						
	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	PIPELINE						
Period of Use:	JANUARY 1 TO DECEMBER 31						

DECEMBER 16, 2010 41J 200463-00

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		W2NWNW	3	13N	3E MEAGHER
2		W2W2SW	34	14N	3E MEAGHER

#### **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:	41J 200477-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405				
Priority Date:	MAY 1, 1964				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF MULLENS CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
ID Govt	NWSW 7 16N 3E CASCADE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

*Reservoir:	ONSTREAM	Reservo	oir Name	: WES	T MUI	RPHY
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSW	<u>Sec</u> 7	<u>Twp</u> 16N	<u>Rge</u> 3E	<u>County</u> CASCADE
Diversi	on to Reservoir:	DIVERS	SION # 1			
Dam He	eight:	13.00	FEET			
Depth:		10.00	FEET			
Surface	Area:	1.25	ACRES			
Capacit	y:	5.00	ACRE-F	EET		
	THE CAP DNRC.	ACITY, D	AM HEIG	GHT, AN	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	APRIL 1	TO JUNE	30			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		NWSW	7	16N	3E	CASCADE

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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 SMITH RIVER BASIN 41J 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:	41J 200478-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	AUGUST 30, 1899
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:	MULLENS CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1}$ Govt	NWNENW 19 16N 3E CASCADE
Period of Diversior Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM
*Reservoir: ON	STREAM
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENW 19 16N 3E CASCADE
Diversion to R	eservoir: DIVERSION # 1
Period of Use:	APRIL 1 TO JULY 1

ιu<u>s</u>

DECEMBER 16, 2010 41J 200478-00

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		NESWSE	12	16N	2E	CASCADE
2		NWNWSW	7	16N	3E	CASCADE

**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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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**

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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>41J 200479-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405				
<b>Priority Date:</b>	APRIL 1, 1970				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF HOUND CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u> 1	Lot <u>Qtr Sec Sec Twp Rge County</u> NWSWNW 12 16N 2E CASCADE				

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: O	NSTREAM Re	servoir Nan	ne: WES	T SCHRAM	IERICK
Gov	<u>t Lot</u> <u>Qtr</u> NWSW	<u>Sec</u> <u>Sec</u> NW 12	<u>Тwp</u> 16N	$\frac{Rge}{2E} \frac{Cour}{CAS}$	<u>nty</u> SCADE
Diversion to Dam Height:		/ERSION # .00 FEET	± 1		
Depth:	10	.00 FEET			
Surface Area Capacity:		.25 ACRE .00 ACRE			
	THE CAPACIT DNRC.	Y, DAM HE	EIGHT, AI	ND SURFA	CE AREA HAVE BEEN ESTIMATED BY
Period of Use:	MARCH 1 TO	JULY 1			
Place of Use:					
ID Acres Gov	t Lot Qti	<u>Sec</u> <u>Sec</u>	Twp	Rge Cou	<u>nty</u>
1	NWSW	'NW 12	16N	2E CAS	CADE

#### **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."

## **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 200480-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT					
	Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405					
<b>Priority Date:</b>	MAY 1, 1964					
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 MULLENS CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>						
1	NWNESE 7 16N 3E CASCADE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

**Diversion Means:** DAM

*Reservoir: ON	STREAM Reser	voir Name	: EAS	Г MUR	PHY
<u>Govt I</u>	Lot <u>Qtr Se</u> NWNES		<u>Тwp</u> 16N	<u>Rge</u> 3E	<u>County</u> CASCADE
Diversion to R	eservoir: DIVE	RSION # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	0.63	ACRES			
Capacity:	2.52	ACRE-F	EET		
	THE CAPACITY, DNRC.		GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	APRIL 1 TO JUN	E 30			
Place of Use:					
ID <u>Acres Govt 1</u>	<u>Lot</u> <u>Qtr Se</u>	<u>e Sec</u>	Twp	Rge	County
1	NWNES	E 7	16N	3E	CASCADE

#### **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 SMITH RIVER BASIN 41J 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:	41J 200481-00 Version: 1 C Statu	RIGINAL	MENT O . RIGHT CTIVE	F CLA	IM	
Owners:	MCKAMEY WES 33 UPPER MILLE GREAT FALLS, I	EGAN RD				
Priority Date:	SEPTEMBER 1,	1950				
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATE	२				
Source Type:	GROUNDW	ATER				
*Point of Diversion and	Means of Diversion	:				
<u>ID</u> <u>Govt</u>	NWSWS	SE 7	<u>Тwp</u> 16N		<u>County</u> CASCADE	
*Period of Diversion Diversion Means:	RELL 1 TO JUN WELL	IE 30				
*Period of Use:	APRIL 1 TO JUN	IE 30				
*Place of Use:						
ID Acres Govt	Lot Qtr S	<u>ec</u> <u>Sec</u>	Twp	Rge	County	
1	NWSWS	SE 7	16N	3E	CASCADE	

#### **Remarks:**

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

41J 200481-00 Page 2 of 2

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THIS CLAIM APPEARS TO BE DUPLICATED BY CLAIM NO. 200482 WHICH IS BASED ON THE SAME USE APPROPRIATION RIGHT. 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 SMITH RIVER BASIN 41J 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:	41J 200482-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405							
Priority Date:	SEPTEMBER 1, 1950							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
Flow Rate:	10.00 GPM							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and I	Means of Diversion:							
<u>ID</u> <u>Govt</u>								
1	NWSWSE 7 16N 3E CASCADE							
Period of Diversion Diversion Means:	a: JULY 1 TO APRIL 30 WELL							
Period of Use:	JULY 1 TO APRIL 30							
Period of Use:	JUET TTO AFRIE 30							
Place of Use:								
<u>ID</u> <u>Acres Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>							
1	NWSWSE 7 16N 3E CASCADE							

**Remarks:** 

DECEMBER 16, 2010

41J 200482-00

Page 2 of 2

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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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THIS CLAIM APPEARS TO BE DUPLICATED BY CLAIM NO. 200481 WHICH IS BASED ON THE SAME USE APPROPRIATION RIGHT. 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 SMITH RIVER BASIN 41J 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:	41J 200483-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405					
<b>Priority Date:</b>	NOVEMBER 1, 1894					
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 CLARK CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS EAST FUR COTTONWOOD SPRING					
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> NWSWNE 6 15N 3E CASCADE					
	: JULY 1 TO OCTOBER 30					
Diversion Means:						
Period of Use:	JULY 1 TO OCTOBER 30					
Place 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	NWSWNE 6 15N 3E CASCADE					

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 20048	<b>34-00</b> ST	ГАТЕМ	ENT OF	- CLA	IM	
	Version:	1 ORIG	SINAL F	RIGHT			
		Status:	AC	TIVE			
Owners:	MCKAMEY 33 UPPER GREAT FA	MILLEGA	N RD				
<b>Priority Date:</b>	OCTOBER	14, 1895					
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SY	S OF STOO STEM. TH	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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	CLARK CF	REEK					
Source Type:	SURI	FACE WA	TER				
Point of Diversion and	Means of Div	version:					
ID Govt		<u>Qtr Sec</u> 2SWSE	<u>Sec</u> 20	<u>Тwp</u> 16N		<u>County</u> CASCADE	
Period of Diversion	n: MAY 1 TO	FEBRUA	RY 29				
<b>Diversion Means:</b>	Means: LIVESTOCK DIRECT FROM SOURCE						
2		W2	20	16N	3E	CASCADE	
Period of Diversion							
<b>Diversion Means:</b>	LIVESTO						
3		E2	29	16N	3E	CASCADE	
Period of Diversion							
<b>Diversion Means:</b>	LIVESTO		I FROI	VI SOUL	KÜE		

DECEMBER 16, 2010

41J 200484-00

Page 2 of 2

Period of Use: MAY 1 TO FEBRUARY 29

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		W2SWSE	20	16N	3E CASCADE
2		W2	20	16N	3E CASCADE
3		E2	29	16N	3E CASCADE

#### **Remarks:**

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

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### **IMPORTANT NOTICE**

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Water Right Number:	41J 200485-00	STATE	MENT O	F CLA	IM			
	Version: 1	ORIGINAL	RIGHT					
	Stat	us: A	CTIVE					
Owners:	33 UPPER MILI	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405						
Priority Date:	JULY 1, 1934							
Type of Historical Rig	ht: USE							
Purpose(use):	STOCK							
*Flow Rate:	CONSISTS OF DITCH SYSTEM	STOCK DE 1. THE FL	RINKING OW RAT	DIRE	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.			
*Volume:	STOCK WATER ANIMAL UNIT.	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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, UNNA	MED TRI	BUTARY	OF C	LARK CREEK			
Source Type:	SURFACE	WATER						
*Point of Diversion and	l Means of Diversio	ı:						
	t Lot Qtr		Twp		County			
1	NWSE		16N	3E	CASCADE			
Period of Diversion Diversion Means:	n: JULY 1 TO OC LIVESTOCK D		N SOU	RCE				
Period of Use:	JULY 1 TO OC			NOL				
	002111000	CDEROI						
Place of Use: ID Acres Govt	Lot Qtr	Sec Sec	Twp	Rge	County			
	<u> </u>							
1	NWSE	SW 29	16N	3E	CASCADE			

Page 2 of 2

#### **Remarks:**

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 20048	<b>36-00</b> S	TATEM		- CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405						
<b>Priority Date:</b>	JANUARY	8, 1894					
Type of Historical Right	:USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SY	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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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	D TRIE	BUTARY	OF H	IOUND CREEK	
Source Type:	SUR	FACE WA	TER				
	ALSO KNO	OWN AS V	VEST	SCHRAI	MMEC	CK SPRING	
*Point of Diversion and I	Means of Div	version:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$		<u>Qtr Sec</u> ENWNW	<u>Sec</u> 12	<u>Twp</u> 16N		<u>County</u> CASCADE	
Period of Diversion: MARCH 1 TO JULY 1 Diversion Means: LIVESTOCK DIRECT FROM SOURCE							
Period of Use:	MARCH 1 TO JULY 1						
Place of Use:							
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	NE	ENWNW	12	16N	2E	CASCADE	

Page 2 of 2

#### **Remarks:**

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

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	<b>41J 200487-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
*Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405				
<b>Priority Date:</b>	JUNE 5, 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:	UNNAMED TRIBUTARY OF CLARK CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and	Means of Diversion:				
$\frac{\mathbf{ID}}{1}$ Govt	NESWSE 31 16N 3E CASCADE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

DECEMBER 16, 2010 41J 200487-00 Page 2 of 2

Reservoir: ONSTREAM					
Govt Lot	<u>Qtr Sec</u> NESWSE	<u>Sec</u> 31	<u>Twp</u> 16N	<u>Rge</u> 3E	County CASCADE
<b>Diversion to Reservoir:</b>	DIVERS	ION # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	0.10	ACRES			
Capacity:	0.40	ACRE-F	EET		
THE CA DNRC.	PACITY, DA	AM HEIG	GHT, AN	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: JUNE 1		BER 30	)		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	NESWSE	31	16N	3E	CASCADE

#### **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**

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Water Right Number:	41J 20048	<b>38-00</b> S <sup>.</sup>	TATEN	IENT OF	- CLA	IM	
	Version:	1 ORI(	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405						
<b>Priority Date:</b>	JUNE 1, 1	900					
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	JNNAMED	) TRIB	UTARY	OF N	IULLENS CREEK	
Source Type:	SURI	FACE WA	TER				
	ALSO KNO	OWN AS C	ENTE	R STEE	R PA	STURE SPRING	
*Point of Diversion and I	Means of Div	version:					
$\frac{\mathbf{ID}}{1}$ Govt		<u>Qtr Sec</u> ESWNE	<u>Sec</u> 31	<u>Тwp</u> 16N		<u>County</u> CASCADE	
Period of Diversion: MAY 1 TO NOVEMBER 30 Diversion Means: LIVESTOCK DIRECT FROM SOURCE							
Period of Use:	MAY 1 TO NOVEMBER 30						
Place of Use:							
ID Acres Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1	Ν	ESWNE	31	16N	3E	CASCADE	

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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>41J 200489-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405			
<b>Priority Date:</b>	JULY 1, 1960			
Type of Historical Right: USE				
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF MULLENS CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	NENENW 31 16N 3E CASCADE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				

Diversion Means: DAM

*Reserv	oir: ONSTREAM	Reservo	ir Name:	NOR	TH ST	EER PASTURE
	Govt Lot	<u>Qtr Sec</u> NENENW	<u>Sec</u> 31	<u>Twp</u> 16N	<u>Rge</u> 3E	County CASCADE
Dar Dep Sur	ersion to Reservoir: n Height: th: face Area: pacity:	13.00 10.00 0.25		EET		
	THE CA DNRC.	APACITY, DA	AM HEIG	iht, ai	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use	: JUNE	1 TO NOVE	MBER 1			
Place of Use:						
<u>ID</u> <u>A</u>	<u>cres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NENENW	31	16N	3E	CASCADE

#### **Remarks:**

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### **IMPORTANT NOTICE**

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Water Right Number:	41J 200490-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405
Priority Date:	APRIL 1, 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:	HOUND CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$	Lot Qtr Sec Sec Twp Rge County 2 16N 2E CASCADE
Period of Diversion	n: NOVEMBER 1 TO APRIL 1
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	E2E2 24 17N 2E CASCADE
	a: NOVEMBER 1 TO APRIL 1
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
3	25 17N 2E CASCADE
	1: NOVEMBER 1 TO APRIL 1
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

DECEMBER 16, 2010 41J 200490-00 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	<b>County</b>
4				35	17N	2E	CASCADE
Period	of Diversion:	NOVEMBE	R 1 TO A	PRIL 1			
Diversi	ion Means:	LIVESTOC	K DIREC	T FROM	A SOUF	RCE	
5			W2	19	17N	3E	CASCADE
Period of Diversion: NOVEMBER 1 TO APRIL 1							
Diversi	ion Means:	LIVESTOC	K DIREC	T FROM	/I SOUF	RCE	
Period of Us	se:	NOVEMBE	R 1 TO A	PRIL 1			

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			2	16N	2E CASCADE
2		E2E2	24	17N	2E CASCADE
3			25	17N	2E CASCADE
4			35	17N	2E CASCADE
5		W2	19	17N	3E CASCADE

#### **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**

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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:	41J 200491-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE			
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405			
Priority Date:	OCTOBER 1, 1963			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	CLARK CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>	NWSESE 32 16N 3E CASCADE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				

Diversion Means: DAM

*Reservoir:	ONSTREAM	REAM Reservoir Name: BASTOCK							
	<u>Qtr Sec</u> S2SE	<u>Sec</u> 32	<u>Twp</u> 16N	<u>Rge</u> 3E	County CASCADE				
Diversi	on to Reservoir:	DIVERS	5ION # 1						
Dam H	eight:	13.00	FEET						
Depth:		10.00	FEET						
Surfac	e Area:	2.50	ACRES						
Capaci	ty:	10.00	ACRE-F	EET					
THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.									
Period of Use:	MAY 1 TO	O NOVEM	BER 30						
Place of Use:	Place of Use:								
<u>ID</u> <u>Acre</u>	<u>s Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County			
1		S2SE	32	16N	3E	CASCADE			

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Water Right Number:	<b>41J 200492-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405					
Priority Date:	OCTOBER 3, 1963					
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 CLARK CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
1 <u>Boried of Diversion</u>	SESWSW 33 16N 3E CASCADE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

Diversion Means: DAM

*Reservo	ir: ONSTREAM						
Govt Lot		<u>Qtr Sec</u> SESWSW	<u>Sec</u> 33	<u>Тwp</u> 16N	<u>Rge</u> 3E	<u>County</u> CASCADE	
Dive	DIVERS	SION # 1					
Dam	Height:	18.00	FEET				
Dept	15.00	FEET					
Surfa	ace Area:	0.63	ACRES				
Capa	city:	3.78	ACRE-F	EET			
	THE CA DNRC.	APACITY, DA	AM HEIG	iht, an	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY	
Period of Use: JUNE 1 TO OCTOBER 30							
Place of Use:							
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1		SWSWSW	33	16N	3E	CASCADE	

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Water Right Number:	41J 20049	<b>3-00</b> S	TATEN	IENT OF	- CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405						
<b>Priority Date:</b>	OCTOBER	8 1, 1894					
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, l	JNNAME	) TRIB	UTARY	OF C	LARK CREEK	
Source Type:	SURI	FACE WA	TER				
	ALSO KNO	OWN AS N	<i>I</i> ARKC	FENCE	E SPR	ING	
Point of Diversion and I	Means of Div	version:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$		<u>Qtr Sec</u> ESWSW	<u>Sec</u> 5	<u>Twp</u> 15N		<u>County</u> CASCADE	
Period of Diversion Diversion Means:	HAY 30 TO LIVESTO			M SOUF	RCE		
Period of Use:	MAY 30 T	О ОСТОВ	BER 1				
Place of Use:							
ID Acres Govt 1	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	N	ESWSW	5	15N	3E	CASCADE	

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

## **IMPORTANT NOTICE**

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Water Right Number:	41J 20049	<b>4-00</b> S	TATEN		- CLA	IM	
	Version:	1 ORI(	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405						
Priority Date:	OCTOBER	7, 1894					
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, L	JNNAME	) TRIE	BUTARY	OF C	LARK CREEK	
Source Type:	SURF	ACE WA	TER				
	ALSO KNC	WN AS S	втоск	SPRIN	G		
Point of Diversion and I	Means of Div	ersion:					
$\frac{\text{ID}}{1}$ Govt 1		<u>Qtr Sec</u> /SWSW	<u>Sec</u> 5	<u>Тwp</u> 15N		<u>County</u> CASCADE	
Period of Diversion: JUNE 1 TO SEPTEMBER 30 Diversion Means: LIVESTOCK DIRECT FROM SOURCE							
Period of Use:	JUNE 1 TO	O SEPTEI	MBER	30			
Place of Use:							
ID <u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County	
1	NW	/SWSW	5	15N	3E	CASCADE	

41J 200494-00

Page 2 of 2

### Remarks:

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

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

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Water Right Number:	41J 20049	<b>5-00</b> S	TATEN	IENT OF	- CLA	IM		
	Version: 1 ORIGINAL RIGHT							
		Status:	AC	CTIVE				
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405							
Priority Date:	OCTOBER	7, 1894						
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, L	JNNAME	) TRIB	UTARY	OF C	LARK CREEK		
Source Type:	SURF	ACE WA	TER					
	ALSO KNO	OWN AS H	HEADW	ATER (	CLAR	K CREEK SPRING		
*Point of Diversion and N	Means of Div	ersion:						
<u>ID</u> <u>Govt I</u>		<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		County		
I	1 SWNENW 5 15N 3E CASCADE							
Period of Diversion: JUNE 1 TO NOVEMBER 30 Diversion Means: LIVESTOCK DIRECT FROM SOURCE								
Diversion Means:					RCF			
Diversion Means: Period of Use:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE			
Period of Use:		CK DIREC	T FRO	M SOUI	RCE			
	LIVESTOC JUNE 1 TO	CK DIREC	T FRO	M SOUI		<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.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 20049	<b>96-00</b> S <sup>-</sup>	TATEM		- CLA	IM		
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	OCTOBER	R 1, 1894						
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	UNNAME	D TRIE	BUTARY	OF C	LARK CREEK		
Source Type:	SUR	FACE WA	TER					
	ALSO KNO	OWN AS C	LARK	CREEK	BAS	TOCK SPRING		
Point of Diversion and I	Means of Div	version:						
$\frac{\mathbf{ID}}{1}$ Govt 1		<u>Qtr Sec</u> ENWNE	<u>Sec</u> 5	<u>Twp</u> 15N		<u>County</u> CASCADE		
Period of Diversion Diversion Means:	HAY 1 TC			M SOUI	RCE			
Period of Use:	MAY 1 TC	ОСТОВЕ	R 30					
Place of Use:								
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1	N	ENWNE	5	15N	3E	CASCADE		

#### **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 SMITH RIVER BASIN 41J 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:	41J 200497-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405						
Priority Date:	JUNE 5, 1894						
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 MULLENS CREEK						
Source Type:	SURFACE WATER						
	ALSO KNOWN AS LOWER MURPHY STRIP SPRING						
Point of Diversion and	Means of Diversion:						
IDGovt1	LotQtr SecSecTwpRgeCountyNENENE3616N2ECASCADE						
Period of Diversion	n: JUNE 1 TO AUGUST 30						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE						
Period of Use:	JUNE 1 TO AUGUST 30						
Place of Use:							
ID <u>Acres</u> Govt	Lot <u>Qtr Sec Sec Twp Rge County</u>						
1	NENENE 36 16N 2E CASCADE						

### **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:	41J 200498-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405						
Priority Date:	JUNE 1, 1894						
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 MULLENS CREEK						
Source Type:	SURFACE WATER						
	ALSO KNOWN AS TOP MURPHY STRIP SPRING						
Point of Diversion and	Means of Diversion:						
IDGovt1	LotQtr SecSecTwpRgeCountyNENESE3616N2ECASCADE						
Period of Diversion	n: JUNE 1 TO AUGUST 30						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE						
Period of Use:	JUNE 1 TO AUGUST 30						
Place of Use:							
ID <u>Acres</u> Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>						
1	NENESE 36 16N 2E CASCADE						

### **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:	41J 200499-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405						
Priority Date:	JUNE 1, 1894						
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 MULLENS CREEK						
Source Type:	SURFACE WATER						
	ALSO KNOWN AS MIDDLE EAST MURPHY STRIP SPRING						
Point of Diversion and	Means of Diversion:						
IDGovt1	LotQtr SecSecTwpRgeCountySESWSE3616N2ECASCADE						
Period of Diversion	n: JUNE 1 TO AUGUST 30						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE						
Period of Use:	JUNE 1 TO AUGUST 30						
Place of Use:							
ID <u>Acres</u> Govt	Lot <u>Qtr Sec Sec Twp Rge County</u>						
1	SESWSE 36 16N 2E CASCADE						

### **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:	<b>41J 200500-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405					
<b>Priority Date:</b>	JUNE 1, 1961					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF CLARK CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
IDGovt1Period of Diversion	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SESENE 1 15N 2E CASCADE n: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

*Rese	rvoir: C	ONSTREAM Reservoir Name: MURPHY STRIP							
Govt Lot			<u>Qtr Sec</u> SESENE	<u>Sec</u> 1	<u>Twp</u> 15N	<u>Rge</u> 2E	County CASCADE		
D	oiversion to	Reservoir:	DIVERS	ION # 1					
D	am Height	t <b>:</b>	13.00	FEET					
D	epth:		10.00	FEET					
Surface Area: 0.50 ACRES									
C	Capacity:		2.00	ACRE-F	EET				
	THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.								
Period of U	Period of Use: JUNE 1 TO AUGUST 30								
Place of Us	Place of Use:								
<u>ID</u>	Acres Gov	vt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1			SESENE	1	15N	2E	CASCADE		

#### **Remarks:**

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

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 200501	- <b>00</b> S	TATEM	IENT OI	- CLA	IM
	Version:	1 ORIO	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	MCKAMEY 33 UPPER I GREAT FAL	MILLEGA	AN RD			
<b>Priority Date:</b>	APRIL 1, 18	94				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO TEM. 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 ANIMAL UN	TERING	PURP 1AL UN	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:	MULLENS (	CREEK				
Source Type:	SURF	ACE WA	TER			
*Point of Diversion and I	Means of Dive	rsion:				
$\frac{\mathbf{ID}}{1}$ Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u> 7	<u>Twp</u> 16N		County CASCADE
Period of Diversion	APRIL 1 TC	JUNE 3	30			
<b>Diversion Means:</b>	LIVESTOC	K DIREC	T FRO	M SOU	RCE	
Period of Use:	APRIL 1 TO	) JUNE 3	30			
Place of Use:		<b>a</b> . <b>a</b>	a	_	-	
ID <u>Acres Govt I</u>	<u>lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	County
1			7	16N	3E	CASCADE

#### Remarks:

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

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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."

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

## **IMPORTANT NOTICE**

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Water Right Number:	41J 20050	<b>2-00</b> S	TATEN		- CLA	IM
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	MCKAMEY WEST INC 33 UPPER MILLEGAN RD GREAT FALLS, MT 59405					
Priority Date:	OCTOBER	7, 1894				
Type of Historical Right	:USE					
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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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	D TRIE	BUTARY	OF C	LARK CREEK
Source Type:	SURF	FACE WA	TER			
	ALSO KNOWN AS WILLOW SPRING					
Point of Diversion and M	Means of Div	ersion:				
$\frac{\text{ID}}{1}$ Govt I		Qtr Sec	Sec	Twp		County
1	_	VNWSE	6 MBED	15N	3E	CASCADE
Period of Diversion: JUNE 1 TO SEPTEMBER 30 Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JUNE 1 TO SEPTEMBER 30						
Place of Use:						
ID <u>Acres Govt I</u>	<u>lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	SV	VNWSE	6	15N	3E	CASCADE

### **Remarks:**

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

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

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Water Right Number:	41J 200519-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	RODNEY E PRIBYL 130 S EDEN RD GREAT FALLS, MT 59405				
<b>*Priority Date:</b>	DECEMBER 31, 1950				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
Flow Rate:	6.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> <u>Govt</u>					
	NWNENW 26 17N 3E CASCADE				
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</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>				
1	NWNENW 26 17N 3E CASCADE				

#### Remarks:

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

200519-00 200520-00

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	41J 200520-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	RODNEY E PRIBYL 130 S EDEN RD GREAT FALLS, MT 59405						
<b>*Priority Date:</b>	DECEMBER 31, 1950						
Type of Historical Rig	it: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	6.00 GPM						
Volume:	2.00 AC-FT						
Households:	1						
Maximum Acres:	0.50						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and	Means of Diversion:						
	$\frac{\text{Govt Lot}}{\text{Output}} \qquad \underbrace{\text{Qtr Sec}}_{\text{NUM}} \underbrace{\text{Sec}}_{\text{COUT}} \underbrace{\text{Twp}}_{\text{COUT}} \underbrace{\text{Rge}}_{\text{COUT}} \underbrace{\text{County}}_{\text{COUT}}$						
1 NWNENW 26 17N 3E CASCADE Period of Diversion: 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>Gov</u>	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>						
1 0.00	NWNENW 26 17N 3E CASCAE	ЭЕ					

#### Remarks:

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

200519-00 200520-00

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:	41J 200558-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE						
Owners:	HALL CABIN PROPERTIES INC % SHIRLEY HALL DESHNER 706 1ST AVE SW GREAT FALLS, MT 59404						
*Priority Date:	JANUARY 1, 1941						
Type of Historical Right	: USE						
*Purpose(use):	MULTIPLE DOMESTIC						
Flow Rate:	15.00 GPM						
Volume:	6.00 AC-FT						
Households:	3						
Maximum Acres:	2.00						
Source Name:	BLACKTAIL CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and I	Means of Diversion:						
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$	NWSENE 18 13N 4E MEAGHER						
Period of Diversion: JUNE 1 TO OCTOBER 1 Diversion Means: PIPELINE							
Period of Use:	JUNE 1 TO OCTOBER 1						
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 2.00	SWSENE 18 13N 4E MEAGHER						
<b>Total:</b> 2.00							

DECEMBER 16, 2010

41J 200558-00

Page 2 of 2

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 10/21/2005.

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:	41J 200559-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE				
Owners:	HALL CABIN PROPERTIES INC % SHIRLEY HALL DESHNER 706 1ST AVE SW GREAT FALLS, MT 59404				
*Priority Date:	JANUARY 1, 1941				
Type of Historical Right	:USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	148.75 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.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	Climatic Area: 4 - MODERATELY LOW				
Maximum Acres:	8.75				
Source Name:	SMITH RIVER				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
IDGovt I1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSENE 18 13N 4E MEAGHER				
Period of Diversion: JUNE 1 TO AUGUST 31					
<b>Diversion Means:</b>	PUMP				
Period of Use:	JUNE 1 TO AUGUST 31				

DECEMBER 16, 2010 41J 200559-00

Page 2 of 2

### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1	8.75	S2NE	18	13N	4E MEAGHER
Total:	8.75				

### **Remarks:**

THE ACRES IRRIGATED WAS AMENDED BY THE CLAIMANT ON 10/21/2005.

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:	41J 200760-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	ELTON L LEE PO BOX 725 WHITE SULPHUR SPRINGS, MT 59645				
*Priority Date:	DECEMBER 31, 1952				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	SPRINKLER/FLOOD				
Flow Rate:	100.00 GPM				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 4 - MODERATELY LOW				
Maximum Acres:	17.50				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and N	Means of Diversion:				
IDGovt I1	Lot <u>Qtr Sec Sec Twp Rge County</u> NESWSE 12 9N 6E MEAGHER				
Period of Diversion Diversion Means:	a: MAY 1 TO OCTOBER 31 WELL				
	POINT OF DIVERSION NO. 1 INCLUDES TWO HAND DUG WELLS THAT APPEAR TO ACCESS THE SAME AQUIFER.				
Period of Use:	MAY 1 TO OCTOBER 31				

DECEMBER 16, 2010 41J 200760-00

Page 2 of 2

## Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	<u>Rge</u> <u>County</u>
1	10.00	NESWSE	12	9N	6E MEAGHER
2	7.50	SWSWSE	12	9N	6E MEAGHER
Total:	17.50				

### 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.

200760-00 207448-00

THE MAXIMUM ACRES WAS AMENDED BY THE CLAIMANT ON 04/27/2006.

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 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:	41J 200761-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE					
*Owners:	FLYING S RANCH INC PO BOX 645 WHITE SULPHUR SPRINGS, MT 59645					
<b>Priority Date:</b>	JUNE 12, 1974					
Type of Historical Right	:USE					
Purpose(use):	DOMESTIC					
Flow Rate:	30.00 GPM					
Volume:	2.50 AC-FT					
Households:	1					
Maximum Acres:	2.00					
*Source Name: SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK						
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> NWNWNE 31 12N 5E MEAGHER					
	: JANUARY 1 TO DECEMBER 31					
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 County</u>					
1 2.00	NWNWNE 31 12N 5E MEAGHER					
<b>Total:</b> 2.00						

**Remarks:** 

41J 200761-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THIS CLAIM AND WATER RIGHT NO. 41J 51486 APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE CLAIMED PRIORITY DATE INDICATES AN APPROPRIATION OF WATER AFTER JUNE 30, 1973.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 20076	<b>4-00</b> ST	ATEM	ENT OF	- CLA	IM
	Version:	1 ORIG	INAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	MARY JEAN PARSONS PO BOX 85 CASCADE, MT 59421					
<b>Priority Date:</b>	JUNE 1, 19	953				
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATIC	N				
Irrigation Type:	FLOOD					
Flow Rate:	251.33 GP	М				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 3 - MODER	ATE				
Maximum Acres:	15.00					
Source Name:	MULLERY	CREEK				
Source Type:	SURF	ACE WAT	FER			
Point of Diversion and N	Means of Div	ersion:				
IDGovt I1	Lot	<u>Qtr Sec</u>	<u>Sec</u> 36	<u>Тwp</u> 16N		County CASCADE
<b>Period of Diversion</b>		-	3ER 15	,		
<b>Diversion Means:</b>	HEADGAT					
Period of Use:	MAY 1 TO	SEPTEME	BER 15	ò		
Place of Use:						
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1 15.00	NV	VNESW	36	16N	1E	CASCADE
Total: 15.00						

41J 200764-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE 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.

Water Right Number:	41J 200765-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	MARY JEAN PARSONS PO BOX 85 CASCADE, MT 59421		
<b>Priority Date:</b>	JUNE 1, 1974		
Type of Historical Right	: FILED		
Purpose(use):	IRRIGATION		
Irrigation Type:	SPRINKLER		
*Flow Rate:	1.33 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.		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	ea: 4 - MODERATELY LOW		
Maximum Acres:	35.00		
*Source Name:	HOUND CREEK, WEST FORK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SESESW 2 15N 1E CASCADE		
Period of Diversion Diversion Means:	: MAY 1 TO SEPTEMBER 15 PUMP		
Period of Use:	MAY 1 TO SEPTEMBER 15		

DECEMBER 16, 2010 41J 200765-00

Page 2 of 3

#### 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	35.00	S2SE	2	15N	1E CASCADE
Total:	35.00				

#### 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.

200765-00 200766-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 177-113 , DATED 8/17/1977 , 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 CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS FEBRUARY 16, 1898.

THE CLAIMED PRIORITY DATE INDICATES AN APPROPRIATION OF WATER AFTER JUNE 30, 1973.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 200765-00 Page 3 of 3

## **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 200766-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	MARY JEAN PARSONS PO BOX 85 CASCADE, MT 59421	
<b>Priority Date:</b>	JUNE 1, 1974	
Type of Historical Right	: FILED	
Purpose(use):	IRRIGATION	
Irrigation Type:	SPRINKLER	
*Flow Rate:	1.33 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.	
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.	
Climatic Area	a: 3 - MODERATE	
Maximum Acres:	35.00	
Source Name:	SQUAW CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
ID Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SWSWSW 2 15N 1E CASCADE	
Period of Diversion	: MAY 1 TO SEPTEMBER 15	
<b>Diversion Means:</b>	PUMP	
Period of Use:	MAY 1 TO SEPTEMBER 15	

DECEMBER 16, 2010 41J 200766-00

Page 2 of 3

#### 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	35.00	S2SE	2	15N	1E CASCADE
Total:	35.00				

#### 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.

200765-00 200766-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 177-113 , DATED 8/17/1977 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF WATER RIGHT IS APRIL 22, 1887.

THE CLAIMED PRIORITY DATE INDICATES AN APPROPRIATION OF WATER AFTER JUNE 30, 1973.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 200766-00 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:	41J 200767-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MARY JEAN PARSONS PO BOX 85 CASCADE, MT 59421
<b>Priority Date:</b>	MAY 1, 1970
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER
Flow Rate:	11.22 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	3 - MODERATE
Maximum Acres:	8.00
*Source Name:	SPRING, UNNAMED TRIBUTARY OF MULLERY CREEK
Source Type:	GROUNDWATER
*Point of Diversion and I	Ieans of Diversion:
$\frac{ID}{1}$ Govt I	NENWSE 36 16N 1E CASCADE
Diversion Means:	: MAY 1 TO SEPTEMBER 15 PUMP
Period of Use:	MAY 1 TO SEPTEMBER 15
Place of Use:	
<u>ID</u> <u>Acres Govt I</u>	<u>ot Qtr Sec Sec Twp Rge County</u>
1 8.00	NENWSE 36 16N 1E CASCADE
<b>Total:</b> 8.00	

41J 200767-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE LOW FLOW RATE TO ACRES RATIO FOR THIS CLAIM, 1.68 GPM/ACRE, MAY INDICATE AN EXPANSION OF THE HISTORICAL RIGHT.

USDA AERIAL PHOTOGRAPH NO(S). 177-113 , DATED 08/17/1977 , APPEARS TO INDICATE 3 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THIS CLAIM APPEARS TO BE CLAIMING 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:	41J 200768-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MARY JEAN PARSONS PO BOX 85 CASCADE, MT 59421
Priority Date:	MAY 1, 1970
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER
Flow Rate:	11.22 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 3 - MODERATE
Maximum Acres:	3.00
*Source Name:	SPRING, UNNAMED TRIBUTARY OF MULLERY CREEK
Source Type:	GROUNDWATER
*Point of Diversion and M	Aeans of Diversion:
<u>ID</u> <u>Govt I</u>	SESENW 36 16N 1E CASCADE
	: MAY 1 TO SEPTEMBER 15
Diversion Means: Period of Use:	PUMP MAY 1 TO SEPTEMBER 15
	MATTIO SEFTEMBER 15
Place of Use:	ot Oth Soc Soc Two Dec County
ID <u>Acres Govt I</u>	
$   \begin{array}{c}     1 & 3.00 \\     \hline     \mathbf{Total:} & 3.00   \end{array} $	SESENW 36 16N 1E CASCADE
10tal: 0.00	

41J 200768-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE LOW FLOW RATE TO ACRES RATIO FOR THIS CLAIM, 3.74 GPM/ACRE, MAY INDICATE AN EXPANSION OF THE HISTORICAL RIGHT.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THIS CLAIM APPEARS TO BE CLAIMING 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:	41J 200958-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MARGARET E BUCK 686 MILLEGAN RD GREAT FALLS, MT 59405
	VINCENT R BUCK 686 MILLEGAN RD GREAT FALLS, MT 59405
Priority Date:	JANUARY 1, 1920
Type of Historical Right	: USE
Purpose(use):	MULTIPLE DOMESTIC
Flow Rate:	7.50 GPM
Volume:	3.00 AC-FT
Households:	2
Maximum Acres:	0.50
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
ID Govt	Lot Qtr Sec Sec Twp Rge County
1	SWNESW 26 19N 2E CASCADE
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Govt 1	<u>Lot Qtr Sec Sec Twp Rge County</u>
1 0.50	SWNESW 26 19N 2E CASCADE
<b>Total:</b> 0.50	

Page 2 of 2

#### Remarks:

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

200958-00 200959-00

THE NUMBER OF HOUSEHOLDS WAS AMENDED BY THE CLAIMANT ON 12/19/2005.

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 SMITH RIVER BASIN 41J 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:	41J 200959-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	MARGARET E BUCK 686 MILLEGAN RD GREAT FALLS, MT 59405	
	VINCENT R BUCK 686 MILLEGAN RD GREAT FALLS, MT 59405	
<b>Priority Date:</b>	JANUARY 1, 1920	
Type of Historical Right	t: USE	
Purpose(use):	STOCK	
Flow Rate:	7.50 GPM	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	GROUNDWATER	
Source Type:	GROUNDWATER	
Point of Diversion and	Means of Diversion:	
<u>ID</u> <u>Govt</u>		
1 Period of Diversion Diversion Means:	SWNESW 26 19N 2E CASCADE n: JANUARY 1 TO DECEMBER 31 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	SWNESW 26 19N 2E CASCADE	

Page 2 of 2

#### Remarks:

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

200958-00 200959-00

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

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

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	41J 200960-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE	
Owners:	KEITH L JOHNSON 690 MILLEGAN RD GREAT FALLS, MT 59405	
*Priority Date:	DECEMBER 31, 1955	
Type of Historical Right	: USE	
Purpose(use):	DOMESTIC	
Flow Rate:	7.50 GPM	
Volume:	3.00 AC-FT	
Households:	1	
Maximum Acres:	0.25	
Source Name:	GROUNDWATER	
Source Type: GROUNDWATER		
Point of Diversion and	Means of Diversion:	
<u>ID</u> <u>Govt</u>		
1 Devia la CDimension	SENESW 26 19N 2E CASCADE	
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL		
Period of Use:	JANUARY 1 TO DECEMBER 31	
Dia an of Lines		
Place of Use: ID Acres Govt 1	Lot Qtr Sec Sec Twp Rge County	
1 0.25	SENESW 26 19N 2E CASCADE	
Total: 0.25		

**Remarks:** 

41J 200960-00

Page 2 of 2

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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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED VOLUME EXCEEDS THE 2.12 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:	41J 200961-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MARGARET FRANK PO BOX 733 GREAT FALLS, MT 59403
*Priority Date:	APRIL 30, 1908
Type of Historical Right	: FILED
*Purpose(use):	MULTIPLE DOMESTIC
Flow Rate:	20.00 GPM
Volume:	4.50 AC-FT
Households:	2
Maximum Acres:	3.00
*Source Name:	SPRING, UNNAMED TRIBUTARY OF MING COULEE
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> NESENW 23 17N 4E CASCADE
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	UNDEVELOPED SPRING
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County
1 3.00	SENWNW 23 17N 4E CASCADE
<b>Total:</b> 3.00	

Page 2 of 2

#### Remarks:

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

200961-00 200967-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 02/15/2006 , THIS WATER RIGHT APPEARS TO BE OWNED BY WALTER GRUEL & SONS, INC , 1171 MILLEGAN RD , GREAT FALLS , MT 59405-8420.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE 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:	41J 200962-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	MARGARET FRANK PO BOX 733 GREAT FALLS, MT 59403			
Priority Date:	SEPTEMBER 30, 1900			
Type of Historical Right	:USE			
*Purpose(use):	MULTIPLE DOMESTIC			
Flow Rate:	10.00 GPM			
Volume:	5.00 AC-FT			
Households:	2			
Maximum Acres:	3.00			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF MING COULEE			
Source Type:	SURFACE WATER			
*Point of Diversion and I	Means of Diversion:			
<u>ID</u> <u>Govt I</u>				
1 Douis d of Dimonsion	SWNESE 27 17N 4E CASCADE : JANUARY 1 TO DECEMBER 31			
Diversion Means:	UNDEVELOPED SPRING			
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
ID Acres Govt I	Lot Qtr Sec Sec Twp Rge County			
1 3.00	SWNESE 27 17N 4E CASCADE			
Total: 3.00	SWINESE ZI ITIN 4E CASCADE			

**Remarks:** 

DECEMBER 16, 2010

41J 200962-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 02/15/2006 , THIS WATER RIGHT APPEARS TO BE OWNED BY WALTER GRUEL & SONS, INC , 1171 MILLEGAN RD , GREAT FALLS , MT 59405-8420.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 200963-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT Status: ACTIVE		
Owners:	MARGARET FRANK PO BOX 733 GREAT FALLS, MT 59403		
*Priority Date:	SEPTEMBER 30, 1891		
Type of Historical Right	: USE		
*Purpose(use): Flow Rate:			
Volume:	5.00 AC-FT		
Households:	2		
Maximum Acres:	3.00		
Source Name:	Irce Name: UNNAMED TRIBUTARY OF MING COULEE		
Source Type:	Source Type: SURFACE WATER		
Point of Diversion and Means of Diversion:			
$\frac{\mathbf{ID}}{1}$ Govt	W2NW 23 17N 4E CASCADE		
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: PUMP			
Period of Use:	JANUARY 1 TO DECEMBER 31		
Place of Use: ID Acres Govt 1			
1 <u>3.00</u> Total: <u>3.00</u>	SWNW 23 17N 4E CASCADE		

**Remarks:** 

41J 200963-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 02/15/2006 , THIS WATER RIGHT APPEARS TO BE OWNED BY WALTER GRUEL & SONS, INC , 1171 MILLEGAN RD , GREAT FALLS , MT 59405-8420.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:	41J 200964	<b>4-00</b> S <sup>-</sup>	TATEN	IENT OF	CLA	IM	
	Version:	1 ORIO	GINAL	RIGHT			
		Status:	AC	TIVE			
Owners:	MARGARET FRANK PO BOX 733 GREAT FALLS, MT 59403						
*Priority Date:	JUNE 30, 1	918					
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	OF STO STEM. TH	CK DR IE 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, UNNAMED TRIBUTARY OF MING COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and I	Means of Dive	ersion:					
ID Govt 1 1 Period of Diversion	NW	Qtr Sec SWSW	<u>Sec</u> 14	<u>Twp</u> 17N		County CASCADE	
Diversion Means:	LIVESTOC				RCE		
Period of Use:	JANUARY						
Place of Use:							
ID <u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	NW	SWSW	14	17N	4E	CASCADE	

41J 200964-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 02/15/2006 , THIS WATER RIGHT APPEARS TO BE OWNED BY WALTER GRUEL & SONS, INC , 1171 MILLEGAN RD , GREAT FALLS , MT 59405-8420.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 20096	<b>5-00</b> S	TATEM	IENT OF	- CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	MARGARET FRANK PO BOX 733 GREAT FALLS, MT 59403						
*Priority Date:	SEPTEMB	ER 30, 18	891				
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	SPRING, L		) TRIB	UTARY	OF N	IING COULEE	
Source Type:	SURF	ACE WA	TER				
Point of Diversion and	Means of Div	ersion:					
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp		County	
1	_		23	17N	4E	CASCADE	
Period of Diversion Diversion Means:	LIVESTOC	-	-	-			
Period of Use:	JANUARY				(OL		
	JANOAN	TIODE					
Place of Use:	[4	Otre Co -	Cas	Т	Dec	Compte	
ID <u>Acres Govt</u>		<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		<u>County</u>	
1	SI	ENENW	23	17N	4E	CASCADE	

41J 200965-00

Page 2 of 2

#### **Remarks:**

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

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AS OF 02/15/2006 , THIS WATER RIGHT APPEARS TO BE OWNED BY WALTER GRUEL & SONS , 1171 MILLEGAN RD , GREAT FALLS , MT 59405-8420.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 20096	6 <b>-00</b> S	TATEM		- CLA	IM		
	Version:	1 ORI	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	PO BOX 7	MARGARET FRANK PO BOX 733 GREAT FALLS, MT 59403						
*Priority Date:	APRIL 30,	1901						
Type of Historical Righ	t: FILED							
Purpose(use):	STOCK							
*Flow Rate:	CONSISTS DITCH SYS	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 MING COULEE							
Source Type:	SURF	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		WNESE	22	17N	4E	CASCADE		
Period of Diversion Diversion Means:	n: JANUARY LIVESTO(							
Period of Use:	JANUARY				(OL			
	UNIVERSITY	TIODE						
Place of Use: ID Acres Govt	Lot	Qtr Sec	Sec	Twp	Rae	County		
1	N	WNESE	22	17N	4E	CASCADE		

41J 200966-00

Page 2 of 2

#### **Remarks:**

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

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AS OF 02/15/2006 , THIS WATER RIGHT APPEARS TO BE OWNED BY WALTER GRUEL & SONS, INC , 1171 MILLEGAN RD , GREAT FALLS , MT 59405-8420.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:	41J 200967	<b>7-00</b> S	TATEN	IENT OF	- CLA	IM	
	Version:	1 ORIO	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	MARGARET FRANK PO BOX 733 GREAT FALLS, MT 59403						
<b>*Priority Date:</b>	APRIL 30, 1	908					
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	OF STO TEM. 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, UNNAMED TRIBUTARY OF MING COULEE						
Source Type:	SURF	ACE WA	TER				
Point of Diversion and	Means of Dive	rsion:					
ID Govt 1 1 Period of Diversion	NE	Qtr Sec SENW 1 TO DE	Sec 23 CEMBE	<u>Twp</u> 17N ER 31		<u>County</u> CASCADE	
<b>Diversion Means:</b>	LIVESTOC	K DIREC	T FRO	M SOUI	RCE		
Period of Use:	JANUARY	1 TO DE	CEMBE	ER 31			
Place of Use:							
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	NE	SENW	23	17N	4E	CASCADE	

Page 2 of 2

#### Remarks:

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

200961-00 200967-00

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

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Water Right Number:	41J 20096	<b>8-00</b> S	TATEM	IENT OF	CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	TIVE			
Owners:	MARGARET FRANK PO BOX 733 GREAT FALLS, MT 59403						
<b>*Priority Date:</b>	APRIL 30, 2	1901					
Type of Historical Right	: FILED						
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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 MING COULEE						
Source Type:	SURF	ACE WA	TER				
Point of Diversion and I	Means of Dive	ersion:					
IDGovt I1Period of Diversion	S	<u>Qtr Sec</u> ENESE 1 TO DE	Sec 22 CEMBE	<u>Twp</u> 17N ER 31		<u>County</u> CASCADE	
<b>Diversion Means:</b>	LIVESTOC	K DIREC	T FRO	M SOUI	RCE		
Period of Use:	JANUARY	1 TO DE	CEMBE	ER 31			
Place of Use:							
ID Acres Govt I	lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	S	ENESE	22	17N	4E	CASCADE	

41J 200968-00

Page 2 of 2

#### **Remarks:**

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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:	41J 201769-0	DO STATEN	/ENT OF	CLAI	Μ				
	Version: 1	ORIGINAL	RIGHT						
	S	tatus: A	CTIVE						
Owners:	MARGARET FRANK PO BOX 733 GREAT FALLS, MT 59403								
*Priority Date:	JANUARY 31	JANUARY 31, 1914							
Type of Historical Right	: FILED								
Purpose(use):	STOCK								
*Flow Rate:	CONSISTS C DITCH SYST	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 MING COULEE								
Source Type:	SURFACE WATER								
Point of Diversion and	Means of Divers	sion:							
<u>ID</u> <u>Govt</u>		tr Sec Sec ENW 27	<u>Twp</u> 17N		<u>County</u> CASCADE				
Period of Diversion				46					
Diversion Means: LIVESTOCK DIRECT FROM SOURCE									
Period of Use: JANUARY 1 TO DECEMBER 31									
Place of Use:									
ID <u>Acres</u> Govt	Lot Q	<u>tr Sec</u> <u>Sec</u>	Twp	<u>Rge</u>	County				
1	NWN	ENW 27	17N	4E	CASCADE				

41J 201769-00

Page 2 of 2

#### **Remarks:**

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Water Right Number:	41J 2017	7 <b>0-00</b> S	TATEN		= CLA	IM	
	Version:	1 ORI	GINAL	RIGHT			
		Status:	A	CTIVE			
Owners:	MARGARET FRANK PO BOX 733 GREAT FALLS, MT 59403						
*Priority Date:	SEPTEMB	ER 30, 18	891				
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 MING COULEE						
Source Type:	SUR	FACE WA	TER				
*Point of Diversion and	Means of Div	version:					
IDGovt 1	<u>Lot</u>	<u>Qtr Sec</u> W2NW	<u>Sec</u> 23	<u>Тwp</u> 17N		<u>County</u> CASCADE	
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	LIVESTO				RCE		
Period of Use:	JANUARY	′ 1 TO DE	CEMB	ER 31			
Place of Use:							
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1		W2NW	23	17N	4E	CASCADE	

41J 201770-00

Page 2 of 2

#### **Remarks:**

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Water Right Number:		STATEMENT	T OF CLAIM HT
	Status:	ACTIVE	/E
Owners:	MARGARET FRAN PO BOX 733 GREAT FALLS, MT		
Priority Date:	SEPTEMBER 12, 1	900	
Type of Historical Right	t: USE		
Purpose(use):	STOCK		
*Flow Rate:	CONSISTS OF STO DITCH SYSTEM. T	OCK DRINKII THE FLOW R	S NOT BEEN DECREED BECAUSE THIS USE ING DIRECTLY FROM THE SOURCE, OR FROM A RATE IS LIMITED TO THE MINIMUM AMOUNT TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK WATERING ANIMAL UNIT. ANI	G PURPOSE	AMOUNT OF WATER CONSUMPTIVELY USED FOR ES AT THE RATE OF 30 GALLONS PER DAY PER SHALL BE BASED ON REASONABLE CARRYING USE OF THE AREA SERVICED BY THIS WATER
Source Name:	SPRING, UNNAME	D TRIBUTA	ARY OF MING COULEE
Source Type:	SURFACE W	ATER	
Point of Diversion and	Means of Diversion:		
ID Govt	SWNESE	27 17	7N 4E CASCADE
Period of Diversion Diversion Means:	I: JANUARY 1 TO DE LIVESTOCK DIRE		-
Period of Use:	JANUARY 1 TO DE		
Place of Use: ID Acres Govt 1	Lot Qtr Sec	<u>Sec Tw</u>	wp Rge County
1	SWNESE		7N 4E CASCADE
-			

41J 201771-00 Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 02/15/2006 , THIS WATER RIGHT APPEARS TO BE OWNED BY WALTER GRUEL & SONS, INC , 1171 MILLEGAN RD , GREAT FALLS , MT 59405-8420.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 20177	<b>'2-00</b> S	TATEN	IENT OF	- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	GRUEL, W 1171 MILL GREAT FA	EGAN RE	)	NC		
Priority Date:	DECEMBE	R 31, 188	30			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	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 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 E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	TROUT CF	REEK				
Source Type:	SURF	FACE WA	TER			
*Point of Diversion and M	<b>Jeans of Div</b>	ersion:				
<u>ID</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u> N2	<u>Sec</u> 13	<u>Twp</u> 15N		<u>County</u> CASCADE
Period of Diversion	: JANUARY				02	
Diversion Means:	LIVESTO				RCE	
2			14	15N	3E	CASCADE
Period of Diversion	: JANUARY	1 TO DE	CEMBE	ER 31		
<b>Diversion Means:</b>	LIVESTOC	CK DIREC	T FRO	M SOUI	RCE	
3		N2NE	22	15N	3E	CASCADE
Period of Diversion Diversion Means:	: JANUARY LIVESTOC				RCE	

DECEMBER 16, 2010 41J 201772-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>	
4		NWNWNW	23	15N	3E	CASCADE	
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversio	n Means: LIVES	TOCK DIREC	T FRO	M SOUI	RCE		
Period of Use	: JANUA	ARY 1 TO DE	CEMBE	ER 31			
Place of Use:							
ID A	cres Govt Lot	Otr Sec	Sec	Twn	Rge	County	

<u>ID</u>	Acres Govi Loi	Qtr Sec	Sec	<u>1wp</u>	<u>kge</u> <u>County</u>	
1		N2	13	15N	3E CASCAD	Е
2			14	15N	3E CASCAD	Е
3		N2NE	22	15N	3E CASCAD	Е
4		NWNWNW	23	15N	3E CASCAD	Е

#### **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 SMITH RIVER BASIN 41J 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:	41J 201773-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	BRUCE L WATKINS % 204 SKYLINE DR NE GREAT FALLS, MT 59404 1023				
	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405 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, 1880				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	50.00 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:	SMITH RIVER				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>					
1 Douis d of Dimonsion	E2E2SE 13 15N 3E CASCADE				
Diversion Means:	n: JANUARY 1 TO DECEMBER 31 PUMP				
	DIRECT USED AS AN ADDITIONAL MEANS OF DIVERSION.				
Period of Use:	JANUARY 1 TO DECEMBER 31				

Page 2 of 2

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		E2E2SE	13	15N	3E CASCADE

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE 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:	41J 201774-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	JAMES C KENNEDY % LOVELL LAW FIRM, P.C. PO BOX 1415 BILLINGS, MT 59103					
<b>Priority Date:</b>	DECEMBER 31, 1880					
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:	SMITH RIVER					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>						
1 Dominal of Dimension	SW 20 13N 4E MEAGHER					
Diversion Means:	Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
2	S2NE 25 14N 3E MEAGHER					
2						

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

$\frac{\text{ID}}{3}$	<u>Govt L</u>	<u>ot</u>	<u>Qtr Sec</u> S2SE	<u>Sec</u> 25		<u>Rge</u> 3E	<u>County</u> MEAGHER
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversi	on Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
4			W2NW	30	14N	4E	MEAGHER
Period	of Diversion:	JANUARY	1 TO DE	CEMB	ER 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FRO	M SOU	RCE	
5			W2	30	14N	4E	MEAGHER
Period	of Diversion:	JANUARY	1 TO DE	CEMB	ER 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FRO	M SOU	RCE	
Period of Us	se:	JANUARY	1 TO DE	CEMB	ER 31		
Place of Use	:						

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		SW	20	13N	4E MEAGHER
2		S2NE	25	14N	3E MEAGHER
3		S2SE	25	14N	3E MEAGHER
4		NW	30	14N	4E MEAGHER

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/20/2000: PLACE OF USE AND VOLUME.

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." DECEMBER 16, 2010 41J 201774-00 Page 3 of 3

## **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 201775-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	JAMES C KENNEDY % LOVELL LAW FIRM, P.C. PO BOX 1415 BILLINGS, MT 59103
Priority Date:	DECEMBER 31, 1880
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:	TENDERFOOT CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
IDGovt1	LotQtr SecSecTwpRgeCountySE2514N3EMEAGHER
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	N2SW 30 14N 4E MEAGHER
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 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		SE	25	14N	3E MEAGHER
2		N2SW	30	14N	4E MEAGHER

#### Remarks:

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 03/20/2000.

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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## PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	Number: 41J 201776-00 STATEMENT OF CLAIM						
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	TIVE			
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
<b>Priority Date:</b>	JULY 15, 2	JULY 15, 1953					
Type of Historical Right	:USE						
*Purpose(use):	MULTIPLE	DOMEST	-IC				
Flow Rate:	35.00 GPN	Л					
Volume:	2.00 AC-F	т					
Households:	2						
Maximum Acres:	0.25						
Source Name: GROUNDWATER							
Source Type:	GRO	UNDWAT	ER				
Point of Diversion and N	Means of Div	version:					
IDGovt LotQtr SecSecTwpRgeCounty1NESESW1515N3ECASCADEPeriod of Diversion: JANUARY 1 TO DECEMBER 31Diversion Means: WELL							
Period of Use:	JANUARY	1 TO DE	CEMBE	ER 31			
Place of Use:							
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
1 0.25	Ν	IESESW	15	15N	3E	CASCADE	
<b>Total:</b> 0.25							

### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/01/2005: FLOW RATE.

41J 201776-00

Page 2 of 2

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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## PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 201777-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
Priority Date:	AUGUST 1, 1931		
Type of Historical Right	: USE		
*Purpose(use):	MULTIPLE DOMESTIC		
Flow Rate:	35.00 GPM		
Volume:	2.00 AC-FT		
Households:	2		
Maximum Acres:	0.25		
Source Name:	GROUNDWATER		
Source Type:	GROUNDWATER		
Point of Diversion and Means of Diversion:			
ID     Govt Lot     Qtr Sec     Sec     Twp     Rge     County       1     NESESW     15     15N     3E     CASCADE       Period of Diversion:     JANUARY 1 TO DECEMBER 31       Diversion Means:     WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31		
Place of Use:			
ID <u>Acres Govt 1</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>		
1 0.25	NESESW 15 15N 3E CASCADE		
<b>Total:</b> 0.25			

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/01/2006: FLOW RATE.

41J 201777-00

Page 2 of 2

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:	41J 201778-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	JAMES C KENNEDY % LOVELL LAW FIRM, P.C. PO BOX 1415 BILLINGS, MT 59103		
Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	1.34 CFS		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Areas	4 - MODERATELY LOW		
Maximum Acres:	62.00		
Source Name:	DITCH CREEK		
Source Type:	SURFACE WATER		
	TENDERFOOT CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM DITCH CREEK TO THE POINT OF DIVERSION.		
Point of Diversion and Means of Diversion:			
$\frac{ID}{1} \qquad \frac{Govt I}{I}$			
-	SWNESE 25 14N 3E MEAGHER		
Period of Diversion Diversion Means:	: APRIL 15 TO OCTOBER 15 PUMP		
Diversion wieans.	MEAGHER COUNTY WATER RESOURCE SURVEY, (1950), SUPPORTS A POINT		
	OF DIVERSION ON DITCH CREEK.		
Period of Use:	APRIL 15 TO OCTOBER 15		

#### Place of Use:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	26.00	S2NE	25	14N	3E MEAGHER
2	20.00	NWSE	25	14N	3E MEAGHER
3	1.00	NWSWSE	25	14N	3E MEAGHER
4	2.00	E2NESW	25	14N	3E MEAGHER
5	13.00	SWNW	30	14N	4E MEAGHER
Total:	62.00				

#### **Remarks:**

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THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/12/2001: POINT OF DIVERSION, MEANS OF DIVERSION, MEANS OF CONVEYANCE, PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-114 , DATED 9-18-79 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION IS NOT ON 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."

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 201779-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
*Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	:USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	2.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 3 - MODERATE		
Maximum Acres:	10.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF CLARK CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>			
1	NWNENW 9 15N 3E CASCADE		
Diversion Means:	: APRIL 15 TO OCTOBER 15 DIKE		
Period of Use:	APRIL 15 TO OCTOBER 15		
Place of Use: ID Acres Govt I	ot Otr Soc Soc Two Pro County		
1 10.00	NWNENW 9 15N 3E CASCADE		
<b>Total:</b> 10.00			

41J 201779-00 Page 2 of 2

#### **Remarks:**

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# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10-15-1977 , 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 Number:	41J 201780-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
*Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	2.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	3 - MODERATE		
Maximum Acres:	15.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt l</u>			
1 Pariad of Divarsion	SWNWNE 9 15N 3E CASCADE APRIL 15 TO OCTOBER 15		
Diversion Means:	DIKE		
Period of Use:	APRIL 15 TO OCTOBER 15		
Place of Use:			
ID <u>Acres Govt I</u>	<u>ot Qtr Sec Sec Twp Rge County</u>		
1 15.00	NWNE 9 15N 3E CASCADE		
<b>Total:</b> 15.00			

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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:	41J 201781-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405	
*Priority Date:	DECEMBER 31, 1880	
Type of Historical Right	:USE	
Purpose(use):	IRRIGATION	
Irrigation Type:	FLOOD	
Flow Rate:	2.00 GPM	
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.	
Climatic Area	: 3 - MODERATE	
Maximum Acres:	15.00	
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
<u>ID</u> <u>Govt I</u>		
1 Pariod of Diversion	NWNWNE 9 15N 3E CASCADE A: APRIL 15 TO OCTOBER 15	
Diversion Means:	DIKE	
Period of Use:	APRIL 15 TO OCTOBER 15	
Place of Use:		
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County	
1 15.00	NWNE 9 15N 3E CASCADE	
<b>Total:</b> 15.00		

Page 2 of 2

#### **Remarks:**

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# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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:	41J 201782-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
*Priority Date:	DECEMBER 31, 1880
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	25.00 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 3 - MODERATE
Maximum Acres:	40.00
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Means of Diversion:
<u>ID</u> <u>Govt I</u>	
1 • • • • • •	NENENE 9 15N 3E CASCADE
Diversion Means:	: APRIL 15 TO OCTOBER 15 DIKE
Period of Use:	APRIL 15 TO OCTOBER 15
Place of Use:	
ID <u>Acres</u> Govt I	Lot <u>Qtr Sec Sec Twp Rge County</u>
1 40.00	NENE 9 15N 3E CASCADE
<b>Total:</b> 40.00	

Page 2 of 2

#### **Remarks:**

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# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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Water Right Number:	41J 201783-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405	
*Priority Date:	DECEMBER 31, 1880	
Type of Historical Right	:USE	
Purpose(use):	IRRIGATION	
Irrigation Type:	FLOOD	
Flow Rate:	10.00 GPM	
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.	
Climatic Area	: 3 - MODERATE	
Maximum Acres:	10.00	
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SWSENE 16 15N 3E CASCADE	
Period of Diversion	: APRIL 15 TO OCTOBER 15	
<b>Diversion Means:</b>	DIKE	
Period of Use:	APRIL 15 TO OCTOBER 15	
Place of Use:		
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>	
1 10.00	SWSENE 16 15N 3E CASCADE	
<b>Total:</b> 10.00		

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Page 2 of 2

### 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.

201783-00 201803-00

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

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USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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Water Right Number:	41J 201784-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
*Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	:USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	26.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 3 - MODERATE		
Maximum Acres:	26.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>			
	SENESW 9 15N 3E CASCADE		
Diversion Means:	: APRIL 15 TO OCTOBER 15 DIKE		
	APRIL 15 TO OCTOBER 15		
	AFRIE 13 TO OCTOBER 13		
Place of Use:			
ID <u>Acres</u> Govt I			
1 26.00	NESW 9 15N 3E CASCADE		
Total: 26.00			

41J 201784-00 Page 2 of 2

#### **Remarks:**

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FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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Water Right Number:	41J 201785-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
*Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	:USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	2.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 3 - MODERATE		
Maximum Acres:	10.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF CLARK CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>			
1 Deviad of Diversion	SWNENW 9 15N 3E CASCADE : APRIL 15 TO OCTOBER 15		
Diversion Means:	DIKE		
Period of Use:	APRIL 15 TO OCTOBER 15		
Place of Use:			
ID <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County		
1 10.00	SWNENW 9 15N 3E CASCADE		
<b>Total:</b> 10.00			

Page 2 of 2

#### **Remarks:**

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USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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Water Right Number:	41J 201786-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
<b>*Priority Date:</b>	DECEMBER 31, 1880		
Type of Historical Right	t: USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	20.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 3 - MODERATE		
Maximum Acres:	20.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>	SWSWSE 10 15N 3E CASCADE		
Period of Diversion: APRIL 15 TO OCTOBER 15			
Diversion Means:			
Period of Use:	APRIL 15 TO OCTOBER 15		
Place of Use:			
<u>ID</u> <u>Acres</u> <u>Govt 1</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>		
1 10.00	SWSWSE 10 15N 3E CASCADE		
2 10.00	NWNWNE 15 15N 3E CASCADE		
<b>Total:</b> 20.00			

Page 2 of 2

#### Remarks:

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201786-00 201787-00 201812-00 201814-00

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

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THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA. FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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Water Right Number:	41J 201787-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
*Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	: USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	25.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 3 - MODERATE		
Maximum Acres:	20.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SESESW 10 15N 3E CASCADE		
Period of Diversion	a: APRIL 15 TO OCTOBER 15		
<b>Diversion Means:</b>	DIKE		
Period of Use:	APRIL 15 TO OCTOBER 15		
Place of Use:			
ID <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>		
1 20.00	SESW 10 15N 3E CASCADE		
<b>Total:</b> 20.00			

Remarks:

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201786-00 201787-00 201812-00 201814-00

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Water Right Number:	41J 201788-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405	
*Priority Date:	DECEMBER 31, 1880	
Type of Historical Right	: USE	
Purpose(use):	IRRIGATION	
Irrigation Type:	FLOOD	
Flow Rate:	10.00 GPM	
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.	
Climatic Area	: 3 - MODERATE	
Maximum Acres:	10.00	
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
ID Govt I	SESWSW 10 15N 3E CASCADE	
Period of Diversion Diversion Means:	a: APRIL 15 TO OCTOBER 15 DIKE	
Period of Use:	APRIL 15 TO OCTOBER 15	
Place of Use: ID Acres Govt I	Lot Qtr Sec Sec Twp Rge County	
1 10.00	NWNENW 15 15N 3E CASCADE	
<b>Total:</b> 10.00		

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201788-00 201789-00

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Water Right Number:	41J 201789-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
*Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	:USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	15.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 3 - MODERATE		
Maximum Acres:	15.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>			
1 Dominal of Dividuation	NWNENW 15 15N 3E CASCADE A: APRIL 15 TO OCTOBER 15		
Diversion Means:	DIKE		
Period of Use:	APRIL 15 TO OCTOBER 15		
Place of Use:			
ID <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County		
1 15.00	NENW 15 15N 3E CASCADE		
<b>Total:</b> 15.00			

#### Remarks:

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201788-00 201789-00

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Water Right Number:	41J 201790-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405	
*Priority Date:	DECEMBER 31, 1880	
Type of Historical Right	:USE	
Purpose(use):	IRRIGATION	
Irrigation Type:	FLOOD	
Flow Rate:	5.00 GPM	
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.	
Climatic Area	: 3 - MODERATE	
Maximum Acres:	5.00	
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
<u>ID</u> <u>Govt I</u>		
1 Deviad of Dimension	NWNWNW 15 15N 3E CASCADE APRIL 15 TO OCTOBER 15	
Diversion Means:	DIKE	
Period of Use:	APRIL 15 TO OCTOBER 15	
Place of Use:		
ID <u>Acres</u> Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County	
1 5.00	NWNWNW 15 15N 3E CASCADE	
<b>Total:</b> 5.00		

### **Remarks:**

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Water Right Number:	41J 201791-00 Version: 1	STATE ORIGINAL	MENT O	F CLA	IM
	Stat		CTIVE		
Owners:	GRUEL, WALTE 1171 MILLEGAN GREAT FALLS,	I RD			
*Priority Date:	DECEMBER 31	1880			
Type of Historical Right	:USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	25.00 GPM				
*Volume:			-		RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Climatic Area	: 3 - MODERATE				
Maximum Acres:	25.00				
*Source Name:	SPRING, UNNA	MED TRI	BUTARY	OF C	OTTONWOOD CREEK
Source Type:	SURFACE	WATER			
*Point of Diversion and I	Means of Diversion	<b>1:</b>			
ID 1 Govt 1	SESE	SE 9	<u>Тwp</u> 15N		<u>County</u> CASCADE
Period of Diversion Diversion Means:	: APRIL 15 TO O DIKE	CTOBER	15		
Diversion Means: Period of Use:	APRIL 15 TO C	CTORER	15		
	AFRIE 13 TO C	CIOBLI	15		
Place of Use: <u>ID Acres</u> <u>Govt I</u>	Lot Qtr	Sec Sec	Twp	Rge	<u>County</u>
1 25.00	SE	SE 9	15N	3E	CASCADE
<b>Total:</b> 25.00					

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Water Right Number:	41J 201792-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
*Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	:USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	25.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area: 3 - MODERATE			
Maximum Acres:	25.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
IDGovt I1	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NENWNE 16 15N 3E CASCADE		
Period of Diversion	: APRIL 15 TO OCTOBER 15		
<b>Diversion Means:</b>	DIKE		
Period of Use:	APRIL 15 TO OCTOBER 15		
Place of Use:			
ID <u>Acres</u> Govt I	Lot <u>Qtr Sec Sec Twp Rge County</u>		
1 25.00	NENE 16 15N 3E CASCADE		
<b>Total:</b> 25.00			

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201792-00 201793-00

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Water Right Number:	41J 201793-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405	
*Priority Date:	DECEMBER 31, 1880	
Type of Historical Right	: USE	
Purpose(use):	IRRIGATION	
Irrigation Type:	FLOOD	
Flow Rate:	5.00 GPM	
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.	
Climatic Area	: 3 - MODERATE	
Maximum Acres:	5.00	
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NENENE 16 15N 3E CASCADE	
Period of Diversion	a: APRIL 15 TO OCTOBER 15	
<b>Diversion Means:</b>	DIKE	
Period of Use:	APRIL 15 TO OCTOBER 15	
Place of Use:		
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge County</u>	
1 5.00	NENENE 16 15N 3E CASCADE	
<b>Total:</b> 5.00		

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Water Right Number:	41J 201794-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
*Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	: USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	3.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 3 - MODERATE		
Maximum Acres:	30.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SWSWNW 16 15N 3E CASCADE		
•	APRIL 15 TO OCTOBER 15		
<b>Diversion Means:</b>	DIKE		
Period of Use:	APRIL 15 TO OCTOBER 15		
Place of Use:			
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge County</u>		
1 30.00	SWNW 16 15N 3E CASCADE		
<b>Total:</b> 30.00			

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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 Number:	41J 201795-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
*Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	: USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	5.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 3 - MODERATE		
Maximum Acres:	5.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>			
·	SENWNW 16 15N 3E CASCADE A: APRIL 15 TO OCTOBER 15		
Diversion Means:	DIKE		
Period of Use:	APRIL 15 TO OCTOBER 15		
Place of Use:			
ID <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>		
1 5.00	SENWNW 16 15N 3E CASCADE		
<b>Total:</b> 5.00			

### **Remarks:**

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

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THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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Water Right Number:	41J 201796-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
*Priority Date:	DECEMBER 31, 1880		
Type of Historical Right	: USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	5.00 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 3 - MODERATE		
Maximum Acres:	5.00		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NENWNW 16 15N 3E CASCADE		
·	APRIL 15 TO OCTOBER 15		
Diversion Means:	DIKE		
Period of Use:	APRIL 15 TO OCTOBER 15		
Place of Use:			
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge County</u>		
1 5.00	NENWNW 16 15N 3E CASCADE		
<b>Total:</b> 5.00			

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Water Right Number:	41J 201797-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
*Priority Date:	DECEMBER 31, 1880
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	3.00 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 3 - MODERATE
Maximum Acres:	3.00
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Means of Diversion:
<u>ID</u> <u>Govt I</u>	
1 Danied of Dimonsion	SESWSW 9 15N 3E CASCADE : APRIL 15 TO OCTOBER 15
Diversion Means:	DIKE
Period of Use:	APRIL 15 TO OCTOBER 15
Place of Use:	
ID <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1 3.00	SESWSW 9 15N 3E CASCADE
<b>Total:</b> 3.00	

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Water Right Number:	41J 201798-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
*Priority Date:	DECEMBER 31, 1880
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	4.00 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 3 - MODERATE
Maximum Acres:	4.00
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Means of Diversion:
<u>ID</u> <u>Govt I</u>	SESESE 8 15N 3E CASCADE
	: APRIL 15 TO OCTOBER 15
Diversion Means: Period of Use:	DIKE APRIL 15 TO OCTOBER 15
	AFRIE 15 TO OCTOBER 15
Place of Use: ID Acres Govt I	Lot Qtr Sec Sec Twp Rge County
1 4.00	SESESE 8 15N 3E CASCADE
<b>Total:</b> 4.00	

41J 201798-00 Page 2 of 2

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Water Right Number:	41J 201799-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
*Priority Date:	DECEMBER 31, 1880
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	5.00 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 3 - MODERATE
Maximum Acres:	4.00
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Means of Diversion:
<u>ID</u> 1 <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NENENW 16 15N 3E CASCADE
Period of Diversion	: APRIL 15 TO OCTOBER 15
<b>Diversion Means:</b>	DIKE
Period of Use:	APRIL 15 TO OCTOBER 15
Place of Use:	
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1 4.00	NENENW 16 15N 3E CASCADE
<b>Total:</b> 4.00	

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Water Right Number:	41J 201800-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
*Priority Date:	DECEMBER 31, 1880					
Type of Historical Right	:USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	5.00 GPM					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 3 - MODERATE					
Maximum Acres:	5.00					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NWSENW 16 15N 3E CASCADE					
Period of Diversion: APRIL 15 TO OCTOBER 15						
Diversion Means: DIKE						
Period of Use: APRIL 15 TO OCTOBER 15						
Place of Use:						
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge County</u>					
1 5.00	NESENW 16 15N 3E CASCADE					
<b>Total:</b> 5.00						

41J 201800-00

Page 2 of 2

### **Remarks:**

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Water Right Number:	41J 201801-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
*Priority Date:	DECEMBER 31, 1880					
Type of Historical Right	:USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	5.00 GPM					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 3 - MODERATE					
Maximum Acres:	5.00					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NWNWSE 16 15N 3E CASCADE					
Period of Diversion: APRIL 15 TO OCTOBER 15						
Diversion Means:						
Period of Use:	APRIL 15 TO OCTOBER 15					
Place of Use: <u>ID</u> <u>Acres</u> <u>Govt I</u>	Lot Qtr Sec Sec Twp Rge County					
1 5.00						
<b>Total:</b> 5.00						

### 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.

201801-00 201802-00

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Water Right Number:	41J 201802-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
*Priority Date:	DECEMBER 31, 1880					
Type of Historical Right	: USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	5.00 GPM					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area: 3 - MODERATE						
Maximum Acres:	5.00					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1 <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> SWNWSE 16 15N 3E CASCADE					
Period of Diversion: APRIL 15 TO OCTOBER 15						
Diversion Means: DIKE						
Period of Use: APRIL 15 TO OCTOBER 15						
Place of Use:						
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1 5.00	NWSE 16 15N 3E CASCADE					
<b>Total:</b> 5.00						

#### 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.

201801-00 201802-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA. FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10-15-1977 , 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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Water Ri	ght Number:	41J 20180	<b>)3-00</b> S	TATEM		- CLA	IM
		Version:	1 ORI0	GINAL	RIGHT		
			Status:	AC	CTIVE		
<b>Owners:</b>		GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
*Priority	Date:	DECEMBE	R 31, 188	80			
Type of <b>H</b>	Historical Right	:USE					
Purpose(	(use):	IRRIGATIO	ON				
- Iı	rigation Type:	FLOOD					
Flow Rat	te:	30.00 GPN	1				
*Volume:		THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
	<b>Climatic Area</b>	: 3 - MODEF	RATE				
Maximu	m Acres:	30.00					
*Source N	*Source Name: SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK				OTTONWOOD CREEK		
Sourc	ce Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt </u> ]		<u>Qtr Sec</u> NESENE	<u>Sec</u> 16	<u>Twp</u> 15N		County CASCADE
Period of Diversion: APRIL 15 TO OCTOBER 15							
Dive	Diversion Means: DIKE						
Period of	f Use:	APRIL 15 TO OCTOBER 15					
Place of Use:							
ID <u>Acres Govt I</u>		Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	10.00	W	2SWNW	15	15N	3E	CASCADE
2	20.00		SENE	16	15N	3E	CASCADE
Total:	30.00						

#### 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.

201783-00 201803-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA. FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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."

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Water Right Number:	41J 201804-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
*Priority Date:	DECEMBER 31, 1880					
Type of Historical Right	:USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	8.00 GPM					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area: 3 - MODERATE						
*Maximum Acres:	8.00					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SWNESW 15 15N 3E CASCADE					
Period of Diversion: APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b>	DIKE					
Period of Use:	APRIL 15 TO OCTOBER 15					
Place of Use:						
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1 8.00	SWNESW 15 15N 3E CASCADE					
<b>Total:</b> 8.00						

41J 201804-00 Page 2 of 2

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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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Water Right Number:	41J 20180	<b>)5-00</b> S <sup>-</sup>	TATEM	ENT OF	- CLA	IM
	Version:	1 ORIC				
Owners:	Status: ACTIVE GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
*Priority Date:	DECEMBE					
Type of Historical Right	:USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	300.00 GP	M				
*Volume:	PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.					
Climatic Area: 3 - MODERATE						
*Maximum Acres:	40.00					
Source Name:	UNNAMED TRIBUTARY OF TROUT CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
ID Govt I	<u>_ot</u>	<u>Qtr Sec</u> NESW	<u>Sec</u> 23	<u>Twp</u> 15N		County CASCADE
Period of Diversion: Diversion Means: DAM						
Reservoir: ONS	STREAM					
<u>Govt I</u>	<u>ot</u>	<u>Qtr Sec</u> NESW	<u>Sec</u> 23	<u>Twp</u> 15N	<u>Rge</u> 3E	<u>County</u> CASCADE
Diversion to Re	eservoir:	DIVERSI	ON # 1			
Period of Use:	APRIL 15	то осто	BER 1	5		

#### Place of Use:

Page 2 of 2

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	20.00	SENW	23	15N	3E CASCADE
2	20.00	NESW	23	15N	3E CASCADE
Total:	40.00				

### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PERIOD OF DIVERSION FROM THE SOURCE INTO STORAGE CANNOT BE IDENTIFIED. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

RESERVOIR APPEARS WASHED OUT ON USDA AERIAL PHOTOGRAPH NO. 377-134 , DATED 10/15/1977.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 201806-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
*Priority Date:	DECEMBER 31, 1880						
Type of Historical Right	: USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	7.00 GPM						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area	: 3 - MODERATE						
*Maximum Acres:	10.00						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and M	Means of Diversion:						
ID Govt I	Lot <u>Qtr Sec Sec Twp Rge County</u> SWNESE 9 15N 3E CASCADE						
•	APRIL 15 TO OCTOBER 15						
Diversion Means:	DIKE						
Period of Use:	APRIL 15 TO OCTOBER 15						
Place of Use:							
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>						
1 10.00	SESE 9 15N 3E CASCADE						
<b>Total:</b> 10.00							

41J 201806-00 Page 2 of 2

#### **Remarks:**

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# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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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Water Right Number:	41J 201807-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
*Priority Date:	DECEMBER 31, 1880					
Type of Historical Right	t: USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	15.00 GPM					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	a: 3 - MODERATE					
*Maximum Acres:	30.00					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and M	Means of Diversion:					
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NESWSW 10 15N 3E CASCADE					
Period of Diversion	a: APRIL 15 TO OCTOBER 15					
<b>Diversion Means:</b>	DIKE					
Period of Use:	APRIL 15 TO OCTOBER 15					
Place of Use:						
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County					
1 30.00	SWSW 10 15N 3E CASCADE					
<b>Total:</b> 30.00						

#### **Remarks:**

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# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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 Number:	41J 201808-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
*Priority Date:	DECEMBER 31, 1880						
Type of Historical Right	: USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	10.00 GPM						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area	: 3 - MODERATE						
*Maximum Acres:	15.00						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and N	Means of Diversion:						
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NESENW 9 15N 3E CASCADE						
Period of Diversion	a: APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b>	DIKE						
Period of Use:	APRIL 15 TO OCTOBER 15						
Place of Use:							
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County						
1 15.00	SWNE 9 15N 3E CASCADE						
<b>Total:</b> 15.00							

41J 201808-00 Page 2 of 2

#### **Remarks:**

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# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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Water Right Number:	41J 201809-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
*Priority Date:	DECEMBER 31, 1880						
Type of Historical Right	: USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	25.00 GPM						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area	: 3 - MODERATE						
*Maximum Acres:	40.00						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and M	Means of Diversion:						
<u>ID</u> 1 <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NWNWSE 9 15N 3E CASCADE						
Period of Diversion	APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b>	DIKE						
Period of Use:	APRIL 15 TO OCTOBER 15						
Place of Use:							
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge County</u>						
1 40.00	N2SE 9 15N 3E CASCADE						
<b>Total:</b> 40.00							

41J 201809-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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:	41J 201810-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
*Priority Date:	DECEMBER 31, 1880						
Type of Historical Right	: USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	30.00 GPM						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area: 3 - MODERATE							
*Maximum Acres:	30.00						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK, NORTH FORK						
Source Type:	SURFACE WATER						
*Point of Diversion and N	Means of Diversion:						
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NWSWNE 10 15N 3E CASCADE						
Period of Diversion	APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b>	DIKE						
Period of Use:	APRIL 15 TO OCTOBER 15						
Place of Use:							
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County						
1 30.00	SWNE 10 15N 3E CASCADE						
<b>Total:</b> 30.00							

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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:	41J 201811-00 STATEMENT	OF CLAIM					
	Version: 1 ORIGINAL RIGH	т					
	Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
*Priority Date:	DECEMBER 31, 1880						
Type of Historical Right	:USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	200.00 GPM						
*Volume:	THE TOTAL VOLUME OF THIS AMOUNT PUT TO HISTORICAL	WATER RIGHT SHALL NOT EXCEED THE AND BENEFICIAL USE.					
Climatic Area	3 - MODERATE						
*Maximum Acres:	80.00						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK, NORTH FORK						
Source Type:	SURFACE WATER						
*Point of Diversion and I	Aeans of Diversion:						
$\frac{\mathbf{ID}}{1}$ Govt	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Tw</u> NWNENE 10 15						
Period of Diversion	: APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b>	DIKE						
Period of Use:	APRIL 15 TO OCTOBER 15						
Place of Use:							
ID <u>Acres Govt 1</u>	<u>ot</u> <u>Qtr Sec</u> <u>Tw</u>	p <u>Rge</u> <u>County</u>					
1 30.00	SESE 3 15						
2 50.00	E2NE 10 15	N 3E CASCADE					
Total: 80.00							

#### 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.

201811-00 201813-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA. FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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:	41J 20181	<b>2-00</b> S	TATEM	IENT OF	= CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
*Priority Date:	DECEMBE	R 31, 188	80				
Type of Historical Right	:USE						
Purpose(use):	IRRIGATIO	N					
Irrigation Type:	FLOOD						
Flow Rate:	30.00 GPM	l					
*Volume:						RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.	
Climatic Area	: 3 - MODER	ATE					
*Maximum Acres:	42.00						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK						
Source Type:	SURF	ACE WA	TER				
*Point of Diversion and I	Means of Dive	ersion:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$		<u>Qtr Sec</u> VSESW	<u>Sec</u> 10	<u>Тwp</u> 15N		County CASCADE	
Period of Diversior	: APRIL 15	го остс	BER 1	5			
<b>Diversion Means:</b>	DIKE						
Period of Use:	APRIL 15	то остс	BER 1	5			
Place of Use:							
<u>ID</u> <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1 30.00		W2SE	10	15N	3E	CASCADE	
2 12.00		E2SW	10	15N	3E	CASCADE	
Total: 42.00							

#### 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.

201786-00 201787-00 201812-00 201814-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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 Number:	41J 201813-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
*Priority Date:	DECEMBER 31, 1880						
Type of Historical Right	:USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	21.00 GPM						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area	: 3 - MODERATE						
*Maximum Acres:	20.00						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF TROUT CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and N	Means of Diversion:						
<u>ID</u> <u>Govt I</u>							
1 Domined of Diversion	NWSESE 3 15N 3E CASCADE : APRIL 15 TO OCTOBER 15						
Diversion Means:	DIKE						
Period of Use:	APRIL 15 TO OCTOBER 15						
Place of Use:							
ID <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>						
1 20.00	SESE 3 15N 3E CASCADE						
<b>Total:</b> 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.

201811-00 201813-00

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USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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 Number:	41J 201814-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
*Priority Date:	DECEMBER 31, 1880						
Type of Historical Right	: USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	30.00 GPM						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area	: 3 - MODERATE						
*Maximum Acres:	80.00						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FIR CREEK, NORTH FORK						
Source Type:	SURFACE WATER						
*Point of Diversion and I	Means of Diversion:						
$\frac{\mathbf{ID}}{1}$ Govt 1	NWNWSE 10 15N 3E CASCADE						
	a: APRIL 15 TO OCTOBER 15						
Diversion Means:							
Period of Use:	APRIL 15 TO OCTOBER 15						
Place of Use:							
ID <u>Acres Govt I</u>							
1 5.00	S2S2NE 10 15N 3E CASCADE						
2 75.00	SE 10 15N 3E CASCADE						
<b>Total:</b> 80.00							

#### 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.

201786-00 201787-00 201812-00 201814-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA. FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 377-134 , DATED 10/15/1977 , 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 SMITH RIVER BASIN 41J 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:	41J 20181	<b>5-00</b> S	TATEN		F CLA	IМ
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	JAMES M 1448 STO STOCKET	CKETT RI	D			
Priority Date:	OCTOBER	1, 1916				
Type of Historical Right	FILED					
Purpose(use):	STOCK					
Flow Rate:	25.00 GPM	1				
*Volume:	STOCK W	ATERING NIT. ANIN	9 PURP 1/AL UN	POSES A	AT THI 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:	GROUND	VATER				
Source Type:	GRO	UNDWAT	ER			
Point of Diversion and N	Aeans of Div	ersion:				
<u>ID</u> <u>Govt I</u>		<u>Qtr Sec</u>	Sec	Twp		<u>County</u>
1		VNENW	29	16N	5E	CASCADE
Period of Diversion Diversion Means:	: JANUARY WELL	1 TO DE	CEMBI	ER 31		
Period of Use:	JANUARY	1 TO DE	CEMB	ER 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>	County
1	NV	VNENW	20	16N	5E	CASCADE
2	Ν	ESENW	20	16N	5E	CASCADE
3	NE	NWNW	29	16N	5E	CASCADE

#### Remarks:

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

201815-00 201817-00

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

IMPLIED CLAIM NO. 201817-00 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41J 201816-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
		Status:	AC	CTIVE			
Owners:	JAMES M GASVODA 1448 STOCKETT RD STOCKETT, MT 59480						
<b>Priority Date:</b>	OCTOBER	1, 1915					
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	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, l	JNNAME	) TRIE	BUTARY	OF N	IING COULEE	
Source Type:	SURFACE WATER						
*Point of Diversion and I	Means of Div	ersion:					
ID Govt 1 1 Period of Diversion	N	<u>Qtr Sec</u> ENWSE	Sec 19	<u>Twp</u> 16N =R 31		County CASCADE	
Diversion Means:	LIVESTO				RCE		
Period of Use:	JANUARY	1 TO DE	CEMBI	ER 31			
Place of Use:							
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	Ν	ENWSE	19	16N	5E	CASCADE	

#### 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:	41J 201817-00 Version: 1 C Statu	RIGINAL		F CLAIM			
Owners:	JAMES M GASVODA 1448 STOCKETT RD STOCKETT, MT 59480						
<b>Priority Date:</b>	OCTOBER 1, 19	16					
Type of Historical Right	: FILED						
*Purpose(use):	MULTIPLE DOM	ESTIC					
Flow Rate:	25.00 GPM						
Volume:	3.50 AC-FT						
Households:	2						
Maximum Acres:	1.00						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion	:					
ID Govt 1	Lot Qtr S NWNEN		<u>Тwp</u> 16N	RgeCounty5ECASCADE			
Period of Diversion		DECEMBE	ER 31				
Diversion Means:	WELL JANUARY 1 TO		-0.04				
Period of Use:	JANUARTITU		EK SI				
Place of Use:	- <b>A</b>		<b>T</b>	De la Carrenter			
ID <u>Acres Govt I</u>			<u>Twp</u>	<u>Rge</u> <u>County</u>			
1 1.00	NWNEN	W 29	16N	5E CASCADE			
<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.

201815-00 201817-00

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

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 201815-00.

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41J 20181	<b>8-00</b> S <sup>-</sup>	TATEN	IENT OF	- CLA	IM
	Version:	1 ORIC				
		Status:	AC	CTIVE		
Owners:	PRIBYL RA 130 S EDE GREAT FA	N RD				
<b>Priority Date:</b>	MAY 16, 18	398				
Type of Historical Right	:USE					
*Purpose(use):	MULTIPLE	DOMEST	IC			
Flow Rate:	8.00 GPM					
Volume:	3.20 AC-FT	Г				
Households:	2					
Maximum Acres:	1.00					
*Source Name:	SPRING, L	JNNAMED	) TRIB	UTARY	OF B	OSTON COULEE
Source Type:	GROU	JNDWAT	ER			
	ALSO KNC	WN AS F	IOUSE	SPRIN	G	
*Point of Diversion and I	Means of Div	ersion:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	<u>Twp</u>		County
1 Period of Diversion		SWNW	13 25 405	17N	3E	CASCADE
Diversion Means:		-	-	EK 31		
Period of Use:	JANUARY	-	-	ER 31		
Place of Use:						
ID Acres Govt I	Lot	Qtr Sec	Sec	Twp	Rge	County
1 1.00		SWNW	13			CASCADE
<b>Total:</b> 1.00						

41J 201818-00

Page 2 of 2

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 SMITH RIVER BASIN 41J 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>41J 201819-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
Owners:	Status: ACTIVE PRIBYL RANCH INC 130 S EDEN RD GREAT FALLS, MT 59405
*Priority Date:	DECEMBER 31, 1900
Type of Historical Right	t: FILED
Purpose(use):	DOMESTIC
Flow Rate:	5.00 GPM
Volume:	3.00 AC-FT
Households:	1
Maximum Acres:	1.00
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWSW 12 17N 3E CASCADE n: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Govt	Lot Qtr Sec Sec Twp Rge County
1 1.00	SESWSW 12 17N 3E CASCADE
<b>Total:</b> 1.00	

**Remarks:** 

41J 201819-00

#### Page 2 of 2

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:	41J 201820-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	PRIBYL RANCH INC 130 S EDEN RD GREAT FALLS, MT 59405			
Priority Date:	SEPTEMBER 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 ROCKY COULEE			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>	SWSWNE 31 17N 4E CASCADE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				

Diversion Means: DAM

	*Reservoir:	ONSTREAM	Reservo	oir Name	: SUTH	HERLA	ANDS BIG RESERVOIR
	9	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 31	<u>Twp</u> 17N	<u>Rge</u> 4E	<u>County</u> CASCADE
	Diversio	n to Reservoir:	DIVERS	SION # 1			
	Dam He	ight:	13.00	FEET			
	Depth:		10.00	FEET			
	Surface .	Area:	0.75	ACRES			
	Capacity		3.00	ACRE-F	EET		
Per	iod of Use:	JANUA	RY 1 TO DE	ECEMBE	R 31		
Plac	ce of Use:						
Ī	<u>D</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County
	1		SWSWNE	31	17N	4E	CASCADE

#### **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 SMITH RIVER BASIN 41J 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:	41J 201821-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	PRIBYL RANCH INC 130 S EDEN RD GREAT FALLS, MT 59405			
<b>Priority Date:</b>	JULY 4, 1893			
Type of Historical Right	: FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	1.14 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.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area	: 3 - MODERATE			
Maximum Acres:	30.00			
*Source Name:	BOSTON COULEE			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
ID Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SWNENW 13 17N 3E CASCADE			
Period of Diversion Diversion Means:	: MAY 1 TO AUGUST 31 HEADGATE			
Period of Use:	MAY 1 TO AUGUST 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	3.00	SWNW	13	17N	3E	CASCADE
2	5.00	SESENE	14	17N	3E	CASCADE
3	2.00	SWSWNE	14	17N	3E	CASCADE
4	5.00	E2SENW	14	17N	3E	CASCADE
5	15.00	N2N2SE	14	17N	3E	CASCADE
Total:	30.00					

#### **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:	41J 201822-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	DOROTHY R COX C/O JODY COX 1699 MILLEGAN RD GREAT FALLS, MT 59405			
Priority Date:	JULY 15, 1958			
Type of Historical Right	:USE			
Purpose(use):	IRRIGATION			
Irrigation Type:	SPRINKLER			
*Flow Rate:	204.00 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.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area	Climatic Area: 3 - MODERATE			
Maximum Acres:	12.00			
Source Name:	SMITH RIVER			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
$\frac{\mathbf{ID}}{1} \qquad \qquad \frac{\mathbf{Govt I}}{\mathbf{I}}$	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNESE 18 17N 3E CASCADE			
Period of Diversion: APRIL 15 TO OCTOBER 31				
<b>Diversion Means:</b>	PUMP			
Period of Use:	APRIL 15 TO OCTOBER 31			

DECEMBER 16, 2010 41J 201822-00

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	6.00	S2NE	18	17N	3E CASCADE
2	6.00	N2SE	18	17N	3E CASCADE
Total:	12.00				

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) 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:	41J 201823-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405				
Priority Date:	DECEMBER 31, 1933				
Type of Historical Right	: USE				
*Purpose(use):	MULTIPLE DOMESTIC				
Flow Rate:	35.00 GPM				
Volume:	2.50 AC-FT				
Households:	2				
Maximum Acres:	5.00				
Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER				
Source Type:	GROUNDWATER				
*Point of Diversion and Means of Diversion:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt I}$	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNE 24 16N 3E CASCADE				
	: JANUARY 1 TO DECEMBER 31				
Diversion Means:					
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
ID Acres Govt I					
1 5.00	NWNWNE 24 16N 3E CASCADE				
<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.

201823-00 201824-00 201825-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/01/2006: FLOW RATE.

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

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

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

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### **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 201824-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405			
Priority Date:	DECEMBER 31, 1933			
Type of Historical Right	t: USE			
Purpose(use):	FIRE PROTECTION			
Flow Rate:	50.00 GPM			
*Volume:	THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER			
Source Type:	GROUNDWATER			
*Point of Diversion and	Means of Diversion:			
ID Govt	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNE 24 16N 3E CASCADE			
Period of Diversion: MAY 1 TO OCTOBER 1				
<b>Diversion Means:</b>	PUMP			
Period of Use:	MAY 1 TO OCTOBER 1			
Place of Use:				
<u>ID</u> <u>Acres</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County			
1	NWNWNE 24 16N 3E CASCADE			

41J 201824-00 Page 2 of 2

### Remarks:

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

201823-00 201824-00 201825-00

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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### **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:	41J 201825-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
Priority Date:	DECEMBER 31, 1933		
Type of Historical Right	t: USE		
Purpose(use):	AGRICULTURAL SPRAYING		
Flow Rate:	50.00 GPM		
Volume:	2.00 AC-FT		
Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER		
Source Type:	GROUNDWATER		
*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> NWNWNE 24 16N 3E CASCADE		
Period of Diversion: JUNE 1 TO SEPTEMBER 1			
Diversion Means:	PUMP JUNE 1 TO SEPTEMBER 1		
Period of Use:	JUNE I TO SEFTEMBER I		
Place of Use: ID Acres Govt 1	Lot Qtr Sec Sec Twp Rge County		
1	NWNWNE 24 16N 3E CASCADE		

### **Remarks:**

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

41J 201825-00

Page 2 of 2

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:	41J 201826-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
<b>Priority Date:</b>	DECEMBER 31, 1932		
Type of Historical Right	: USE		
Purpose(use):	FISH AND WILDLIFE		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.		
Volume:	25.00 AC-FT		
Source Name:	UNNAMED TRIBUTARY OF SMITH RIVER		
Source Type:	SURFACE WATER		
Point of Diversion and I	Means of Diversion:		
$\frac{\mathbf{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NWSWNE 35 16N 3E CASCADE		
Period of Diversion Diversion Means:	n: 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> NWSWNE 35 16N 3E CASCADE		
Diversion to R	eservoir: DIVERSION # 1		
Dam Height:	15.00 FEET		
Depth:	10.00 FEET		
Surface Area:	3.00 ACRES		
Capacity:	12.00 ACRE-FEET		
Period of Use:	JANUARY 1 TO DECEMBER 31		

DECEMBER 16, 2010 41J 201826-00

Page 2 of 2

### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		NWSWNE	35	16N	3E CASCADE

### Remarks:

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

201826-00 201839-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 2.1 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."

### **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	ater Right Number: 41J 201827-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
<b>Priority Date:</b>	DECEMBER 31, 1940		
Type of Historical Right: USE			
Purpose(use):	AGRICULTURAL SPRAYING		
Flow Rate:	20.00 GPM		
Volume:	2.00 AC-FT		
Source Name:	GROUNDWATER		
Source Type:	rce Type: GROUNDWATER		
Point of Diversion a	nd Means of Diversion:		
$\frac{\mathbf{ID}}{1}$ $\mathbf{Go}$	<u>vt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENW 24 18N 2E CASCADE		
Period of Diversion: APRIL 1 TO OCTOBER 1			
<b>Diversion Mean</b>	s: WELL		
Period of Use:	APRIL 1 TO OCTOBER 1		
Place of Use:			
ID Acres Go	<u>vt Lot Qtr Sec Sec Twp Rge County</u>		
1	NWNENW 24 18N 2E CASCADE		

### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/01/2006: VOLUME PERIOD OF USE.

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

Page 2 of 2

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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>41J 201828-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	t: USE
Purpose(use):	FIRE PROTECTION
Flow Rate:	20.00 GPM
*Volume:	THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
$\frac{ID}{1}$ Govt 1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NWNENW 24 18N 2E CASCADE
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 Govt 1</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	NWNENW 24 18N 2E CASCADE

### **Remarks:**

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

Page 2 of 2

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 201829-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	EDWIN H MORGENS 600 5TH AVE 27TH FLOOR NEW YORK, NY 10020			
	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405			
	LINDA H MORGENS 20 NATHAN HALE DR S NORWALK, CT 06854 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.			
<b>*Priority Date:</b>	DECEMBER 31, 1940			
Type of Historical Right: USE				
Purpose(use):	AGRICULTURAL SPRAYING			
*Flow Rate:	20.00 GPM			
Volume:	2.00 AC-FT			
*Source Name:	SMITH RIVER			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	4 W2W2 6 15N 4E CASCADE			
Period of Diversion Diversion Means:	:: JUNE 1 TO SEPTEMBER 1 PUMP			

DECEMBER 16, 2010 41J 201829-00 Page 2 of 3

\*Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Sec Twp **Rge** County 2 SENW 7 15N 4E CASCADE Period of Diversion: JUNE 1 TO SEPTEMBER 1 **Diversion Means:** PUMP 4E CASCADE 3 SE 7 15N Period of Diversion: JUNE 1 TO SEPTEMBER 1 **Diversion Means:** PUMP 4 N2 **4E CASCADE** 18 15N Period of Diversion: JUNE 1 TO SEPTEMBER 1 **Diversion Means:** PUMP 5 N2 13 16N **3E CASCADE** Period of Diversion: JUNE 1 TO SEPTEMBER 1 **Diversion Means:** PUMP 6 E2SE 24 16N **3E CASCADE** Period of Diversion: JUNE 1 TO SEPTEMBER 1 **Diversion Means:** PUMP 7 **3E CASCADE** E2NE 25 16N Period of Diversion: JUNE 1 TO SEPTEMBER 1 **Diversion Means:** PUMP 8 18 16N 4E CASCADE Period of Diversion: JUNE 1 TO SEPTEMBER 1 **Diversion Means:** PUMP 9 19 16N 4E CASCADE Period of Diversion: JUNE 1 TO SEPTEMBER 1 **Diversion Means:** PUMP 10 W2NW 30 4E CASCADE 16N Period of Diversion: JUNE 1 TO SEPTEMBER 1 **Diversion Means:** PUMP 4E CASCADE 11 SW 31 16N Period of Diversion: JUNE 1 TO SEPTEMBER 1 **Diversion Means:** PUMP JUNE 1 TO SEPTEMBER 1 **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	4	W2W2	6	15N	4E CASCADE
2			7	15N	4E CASCADE
3		N2	18	15N	4E CASCADE
4		NE	13	16N	3E CASCADE
5		SE	24	16N	3E CASCADE
6		E2NE	25	16N	3E CASCADE
7			18	16N	4E CASCADE
8			19	16N	4E CASCADE
9		NW	30	16N	4E CASCADE
10		SW	31	16N	4E CASCADE

Page 3 of 3

### Remarks:

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 04/03/2006.

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:	41J 201830-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	EDWIN H MORGENS 600 5TH AVE 27TH FLOOR NEW YORK, NY 10020		
	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
	LINDA H MORGENS 20 NATHAN HALE DR S NORWALK, CT 06854 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, 1900		
Type of Historical Righ	t: USE		
Purpose(use):	RECREATION		
*Flow Rate:			
*Volume:	THE FLOW RATE AND VOLUME ARE LIMITED TO THE MINIMUM AMOUNT NECESSARY TO SUSTAIN THIS PURPOSE. THIS RIGHT SHALL CONTINUE TO BE UTILIZED IN ACCORDANCE WITH HISTORICAL PRACTICES. THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.		
Source Name:	SMITH RIVER		
Source Type:	SURFACE WATER		

DECEMBER 16, 2010 41J 201830-00

Page 2 of 3

\*Point of Diversion and Means of Diversion: ID Govt Lot Qtr Sec Sec Twp **Rge** County Δ W2W2 6 15N **4E CASCADE** 1 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 2 SENW 7 **4E CASCADE** 15N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** INSTREAM 3 SE **4E CASCADE** 7 15N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** INSTREAM Δ N2 18 15N **4E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 5 N2 13 16N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** E2SE **3E CASCADE** 6 24 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 7 E2NE 25 16N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 8 18 4E CASCADE 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 9 **4E CASCADE** 19 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 10 W2NW 30 16N **4E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **INSTREAM Diversion Means:** SW **4E CASCADE** 11 31 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 **INSTREAM Diversion Means:** JANUARY 1 TO DECEMBER 31 **Period of Use: Place of Use:** ID Acres Govt Lot **Rge** County Qtr Sec Sec Twp 1 Λ W2W2 6 15N 4F CASCADE

		-		0	1014	46	CASCADE
2	2		SENW	7	15N	4E	CASCADE
3	3		SE	7	15N	4E	CASCADE
Z	ł		N2	18	15N	4E	CASCADE
5	5		N2	13	16N	3E	CASCADE
6	5		E2SE	24	16N	3E	CASCADE
7	,		E2NE	25	16N	3E	CASCADE
8	3			18	16N	4E	CASCADE

Page 3 of 3

### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
9			19	16N	4E CASCADE
10		W2NW	30	16N	4E CASCADE
11		SW	31	16N	4E CASCADE

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE WAS NOT EXAMINED AS NO FLOW RATE GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIM EXAMINATION RULES.

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

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number: 41J 201831-00 STATEMENT OF CLAIM

8						
	Version:	1 ORIGINAL RIGHT				
		Status:	ACTIVE			
Owners:	EDWIN H MORGENS 600 5TH AVE 27TH FLOOR NEW YORK, NY 10020					
	1171 MILL	EL, WALTER & SON INC MILLEGAN RD AT FALLS, MT 59405				
	NORWALK OWNERSH	N HALE DR K, CT 06854 HIP UPDATE Y BE SPLIT	S E PROCESSED TO ADD NEW OWNERS. THE WATER INTO SEPARATE WATER RIGHTS UPON REQUEST OF			
*Priority Date:	DECEMBE	R 31, 1900				
Type of Historical Right	USE					
Purpose(use):	FISH AND	WILDLIFE				
*Flow Rate:						
*Volume:	NECESSA BE UTILIZ	RY TO SUS ED IN ACCC	O VOLUME ARE LIMITED TO THE MINIMUM AMOUNT TAIN THIS PURPOSE. THIS RIGHT SHALL CONTINUE TO ORDANCE WITH HISTORICAL PRACTICES. ATER APPEARS TO BE LARGELY NONCONSUMPTIVE.			
Source Name:	SMITH RI\	/ER				
Source Type:	SURF	FACE WATE	R			

DECEMBER 16, 2010 41J 201831-00 Page 2 of 3

\*Point of Diversion and Means of Diversion: ID Govt Lot Qtr Sec Sec Twp **Rge** County 4 W2W2 6 15N **4E CASCADE** 1 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** INSTREAM SENW 2 7 4E CASCADE 15N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** INSTREAM 3 **4E CASCADE** SE 7 15N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** INSTREAM Δ N2 18 15N 4E CASCADE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 5 N2 13 16N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** E2SE **3E CASCADE** 6 24 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 7 E2NE 25 16N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 8 18 4E CASCADE 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 9 4E CASCADE 19 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: INSTREAM** 4E CASCADE 10 W2NW 30 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 INSTREAM **Diversion Means:** SW **4E CASCADE** 11 31 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 INSTREAM **Diversion Means:** JANUARY 1 TO DECEMBER 31 **Period of Use:** Place of Use: A amon Court I at 04- C - -TD

<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	W2W2	6	15N	4E CASCADE
2		SENW	7	15N	4E CASCADE
3		SE	7	15N	4E CASCADE
4		N2	18	15N	4E CASCADE
5		N2	13	16N	3E CASCADE
6		E2SE	24	16N	3E CASCADE
7		E2NE	25	16N	3E CASCADE
8			18	16N	4E CASCADE

Page 3 of 3

### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
9			19	16N	4E CASCADE
10		W2NW	30	16N	4E CASCADE
11		SW	31	16N	4E CASCADE

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE WAS NOT EXAMINED AS NO FLOW RATE GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIM EXAMINATION RULES.

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

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	41J 201832-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	EDWIN H MORGENS 600 5TH AVE 27TH FLOOR NEW YORK, NY 10020
	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
	LINDA H MORGENS 20 NATHAN HALE DR S NORWALK, CT 06854 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.
<b>*Priority Date:</b>	DECEMBER 31, 1900
Type of Historical Righ	it: USE
Purpose(use):	FIRE PROTECTION
Flow Rate:	20.00 GPM
*Volume:	THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.
Source Name:	SMITH RIVER
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
ID Govt	LotQtr SecSecTwpRgeCounty4W2W2615N4ECASCADE
Period of Diversio	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	PUMP

Decree Report - Page 3635

DECEMBER 16, 2010 41J 201832-00 Page 2 of 3

\*Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Sec Twp **Rge** County 2 SENW 7 15N 4E CASCADE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** PUMP 4E CASCADE 3 SE 7 15N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** PUMP 4 N2 18 **4E CASCADE** 15N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** PUMP 5 N2 13 16N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** PUMP 6 E2SE 24 16N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** PUMP 7 **3E CASCADE** E2NE 25 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** PUMP 8 18 16N 4E CASCADE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** PUMP 9 19 16N 4E CASCADE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** PUMP 10 W2NW 30 4E CASCADE 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** PUMP **4E CASCADE** 11 SW 31 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 PUMP **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	4	W2W2	6	15N	4E CASCADE
2		SE	7	15N	4E CASCADE
3			7	15N	4E CASCADE
4		N2	18	15N	4E CASCADE
5		NE	13	16N	3E CASCADE
6		SE	24	16N	3E CASCADE
7		E2NE	25	16N	3E CASCADE
8			18	16N	4E CASCADE
9			19	16N	4E CASCADE
10		NW	30	16N	4E CASCADE
11		SW	31	16N	4E CASCADE

Page 3 of 3

### 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 SMITH RIVER BASIN 41J 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:	41J 201833-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405	
<b>Priority Date:</b>	DECEMBER 31, 1900	
Type of Historical Right	USE	
Purpose(use):	RECREATION	
*Flow Rate:		
*Volume:	THE FLOW RATE AND VOLUME ARE LIMITED TO THE MINIMUM AMOUNECESSARY TO SUSTAIN THIS PURPOSE. THIS RIGHT SHALL CONTINUE UTILIZED IN ACCORDANCE WITH HISTORICAL PRACTICES. THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMP	NUE TO
Source Name:	SMITH RIVER	
Source Type:	SURFACE WATER	
*Point of Diversion and I	feans of Diversion:	
ID Govt 1	ot <u>Qtr Sec Twp Rge</u> County	
1	W2W2 13 18N 2E CASCADE	
Period of Diversion	: JUNE 1 TO SEPTEMBER 1	
<b>Diversion Means:</b>	INSTREAM	
2	E2 14 18N 2E CASCADE	
Period of Diversion Diversion Means:	: JUNE 1 TO SEPTEMBER 1 INSTREAM	
3	E2 23 18N 2E CASCADE	
Period of Diversion Diversion Means:	: JUNE 1 TO SEPTEMBER 1 INSTREAM	
4 Period of Diversion Diversion Means:	W2W2 25 18N 2E CASCADE : JUNE 1 TO SEPTEMBER 1 INSTREAM	

DECEMBER 16, 2010 41J 201833-00

Page 2 of 3

\*Point of Diversion and Means of Diversion:

	<u>Govt Lot</u>	<u>Qtr Sec</u> F2	<u>Sec</u> 26	<u>Twp</u> 18N	<u>Rge</u> <u>County</u> 2E CASCADE			
5		EZ	20	ION	ZE CASCADE			
Period of Diversion: JUNE 1 TO SEPTEMBER 1								
<b>Diversion Me</b>	ans: INSTREA	М						
Period of Use:	JUNE 1 T	O SEPTEN	/BER 1					
Place of Use:								

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		W2W2	13	18N	2E CASCADE
2		E2	14	18N	2E CASCADE
3		E2	23	18N	2E CASCADE
4		W2W2	25	18N	2E CASCADE
5		E2	26	18N	2E CASCADE

### Remarks:

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

201833-00 201834-00 201835-00 201836-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE WAS NOT EXAMINED AS NO FLOW RATE GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIM EXAMINATION RULES.

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

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 201833-00 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:	41J 20183 Version:	<b>34-00</b> S 1 ORI0 <b>Status:</b>	GINAL		<sup>=</sup> CLA	ΙΜ
Owners:	GRUEL, W 1171 MILL GREAT FA	EGAN RD	)	NC		
Priority Date:	DECEMBE	R 31, 190	00			
Type of Historical Right	USE					
Purpose(use):	FIRE PRO	TECTION				
Flow Rate:	100.00 GP	М				
*Volume:						IS LIMITED TO THE MINIMUM AMOUNTS PURPOSES.
Source Name:	SMITH RI\	/ER				
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and I	Means of Div	ersion:				
$\frac{\mathbf{ID}}{1}$ Govt	Lot	<u>Qtr Sec</u> W2W2	<u>Sec</u> 13	<u>Twp</u> 18N		<u>County</u> CASCADE
Period of Diversion Diversion Means:	I: JANUARY PUMP	1 TO DE	CEMB	ER 31		
2	-	E2	14	18N	2E	CASCADE
Period of Diversion Diversion Means:		1 TO DE	CEMB	ER 31		
3		E2	23	18N	2E	CASCADE
Period of Diversion Diversion Means:	I: JANUARY PUMP	1 TO DE	CEMB	ER 31		
4 Period of Diversion Diversion Means:	: JANUARY PUMP	W2W2 1 TO DE	25 CEMBI	18N ER 31	2E	CASCADE

DECEMBER 16, 2010 41J 201834-00

Page 2 of 2

\*Point of Diversion and Means of Diversion:

<u>ID</u> 5	<u>Govt L</u>	<u>ot</u>	<u>Qtr Sec</u> E2	<u>Sec</u> 26	<u>Twp</u> 18N	Rge County 2E CASCADE
Perio	od of Diversion:		1 TO DE	CEMBE	ER 31	
Dive	rsion Means:	PUMP				
Period of	JANUARY	1 TO DE	CEMBE	ER 31		
Place of U	Jse:					
<u>ID</u>	Acres Govt L	<u>ot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			W2W2	13	18N	2E CASCADE
2			E2	14	18N	2E CASCADE
3			E2	23	18N	2E CASCADE

4	W2W2	25	18N	2E CASCADE
5	E2	26	18N	2E CASCADE

### Remarks:

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

201833-00 201834-00 201835-00 201836-00

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 SMITH RIVER BASIN 41J 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:	41J 20183	<b>5-00</b> S	TATEM	ENT O	F CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	GRUEL, W 1171 MILLI GREAT FA	EGAN RE	)	NC		
Priority Date:	DECEMBE	R 31, 190	00			
Type of Historical Right	:USE					
Purpose(use):	FISH AND	WILDLIF	E			
*Flow Rate:						
*Volume:	NECESSA	RY TO SI	JSTAIN	THIS F	VRP	IMITED TO THE MINIMUM AMOUNT DSE. THIS RIGHT SHALL CONTINUE TO HISTORICAL PRACTICES.
Source Name:	SMITH RIV	/ER				
Source Type:	SURF	FACE WA	TER			
*Point of Diversion and N	Aeans of Div	ersion:				
ID Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		W2W2	13	18N	2E	CASCADE
Period of Diversion	: JANUARY	1 TO DE	CEMBE	R 31		
<b>Diversion Means:</b>	INSTREAM	N				
2		E2	14	18N	2E	CASCADE
Period of Diversion	: JANUARY	1 TO DE	CEMBE	R 31		
<b>Diversion Means:</b>	INSTREAM	N				
3		E2	23	18N	2E	CASCADE
		4 TO DE		- D 0 4		
Period of Diversion	: JANUARY	1 TO DE	CEMBE	:R 31		
Period of Diversion Diversion Means:	: JANUARY INSTREAN		CEMBE	:R 31		
	INSTREAM	M W2W2	25	18N	2E	CASCADE

DECEMBER 16, 2010 41J 201835-00

Page 2 of 3

\*Point of Diversion and Means of Diversion:

Ē	<u>Govt L</u>	ot	<u>Qtr Sec</u>	Sec		Rge	County
5			E2	26	18N	2E	CASCADE
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversi	on Means:	INSTREAM	N				
Period of U	se:	JANUARY	1 TO DEC	CEMBE	R 31		
Place of Use	:						
ID .	Acres Govt L	of	Otr Sec	Sec	Twn	Rge	County

<u>ID</u>	Acres Gove Lot	Qui sec	Sec	<u>1 wp</u>	<u>Kge</u> <u>County</u>
1		W2W2	13	18N	2E CASCADE
2		E2	14	18N	2E CASCADE
3		E2	23	18N	2E CASCADE
4		W2W2	25	18N	2E CASCADE
5		E2	26	18N	2E CASCADE

### Remarks:

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

201833-00 201834-00 201835-00 201836-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE WAS NOT EXAMINED AS NO FLOW RATE GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIM EXAMINATION RULES.

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

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 201835-00 Page 3 of 3

### **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 201836-00			CLA	IM	
	Version: 1 ( Statu	DRIGINAL 1s: A(	CTIVE			
Owners:	GRUEL, WALTE 1171 MILLEGAN GREAT FALLS, I	RD	INC			
Priority Date:	DECEMBER 31,	1900				
Type of Historical Right	t: USE					
Purpose(use): Flow Rate:	AGRICULTURAL 50.00 GPM	. SPRAYII	NG			
Volume:	2.00 AC-FT					
Source Name:SMITH RIVERSource Type:SURFACE WATER						
*Point of Diversion and Means of Diversion:						
IDGovt1	W2V	/2 13	<u>Twp</u> 18N		<u>County</u> CASCADE	
Period of Diversion: APRIL 1 TO OCTOBER 1 Diversion Means: PUMP						
2	I	E2 14	18N	2E	CASCADE	
Period of Diversion: APRIL 1 TO OCTOBER 1 Diversion Means: PUMP						
3		E2 23	18N	2E	CASCADE	
Period of Diversion Diversion Means:	n: APRIL 1 TO OC PUMP	TOBER 1				
4 Period of Diversion Diversion Means:	W2V n: APRIL 1 TO OC PUMP		18N	2E	CASCADE	

DECEMBER 16, 2010 41J 201836-00

Page 2 of 3

\*Point of Diversion and Means of Diversion:

<u>ID</u> 5	Govt Lot	<u>Qtr Sec</u> E2	<u>Sec</u> 26	<u>Twp</u> 18N	<u>Rge</u> <u>County</u> 2E CASCADE
Perio	d of Diversion: APRI	L 1 TO OCTOE	BER 1		
Diver	sion Means: PUM	Р			
Period of U	Jse: APRI	L 1 TO OCTOE	BER 1		
Place of Us	se:				
<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		W2W2	13	18N	2E CASCADE
2		E2	14	18N	2E CASCADE

 3
 E2
 23
 18N
 2E
 CASCADE

 4
 W2W2
 25
 18N
 2E
 CASCADE

### E2 26 18N 2E CASCADE

### Remarks:

5

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

201833-00 201834-00 201835-00 201836-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/01/2006: VOLUME PERIOD 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." DECEMBER 16, 2010 41J 201836-00 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:	41J 201837-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
<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 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:	SMITH RIVER					
Source Type:	SURFACE WATER					
*Point of Diversion and N	Means of Diversion:					
ID 1 Govt I	Lot Qtr Sec Sec Twp Rge County W2NW 13 18N 2E CASCADE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
2	E2 14 18N 2E CASCADE					
	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
3	E2 23 18N 2E CASCADE					
	a: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE					

DECEMBER 16, 2010 41J 201837-00 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			W2SW	25	18N	2E	CASCADE
Perio	d of Diversion	: JANUARY	1 TO DE	CEMBE	R 31		
Diver	sion Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
5			E2	26	18N	2E	CASCADE
Perio	d of Diversion	: JANUARY	1 TO DE	CEMBE	R 31		
Diver	sion Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
Period of U	Use:	JANUARY	' 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	<u>Rge</u> <u>County</u>
1		W2NW	13	18N	2E CASCADE
2		E2	14	18N	2E CASCADE
3		E2	23	18N	2E CASCADE
4		W2SW	25	18N	2E CASCADE
5		E2	26	18N	2E CASCADE

### 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:	41J 201838-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	EDWIN H MORGENS 600 5TH AVE 27TH FLOOR NEW YORK, NY 10020			
	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405			
	LINDA H MORGENS 20 NATHAN HALE DR S NORWALK, CT 06854 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, 1933			
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:	SMITH RIVER			
Source Type:	SURFACE WATER			

DECEMBER 16, 2010 41J 201838-00 Page 2 of 3

\*Point of Diversion and Means of Diversion: ID Govt Lot Qtr Sec Sec Twp **Rge** County Δ W2W2 6 15N **4E CASCADE** 1 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 2 SENW 15N **4E CASCADE** 7 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 3 SE 15N **4E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** Δ N2N2 18 15N 4E CASCADE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 5 N2 13 16N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE E2SE **3E CASCADE** 6 24 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 7 E2NE 25 16N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 8 18 16N 4E CASCADE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 9 19 4E CASCADE 16N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 W2 30 16N 4E CASCADE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means: 4E CASCADE** 11 W2 31 16N 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>	Sec	Twp	<u>Rge</u> <u>County</u>
1	4	W2W2	6	15N	4E CASCADE
2		SENW	7	15N	4E CASCADE
3		SE	7	15N	4E CASCADE
4		N2N2	18	15N	4E CASCADE
5		N2	13	16N	3E CASCADE
6		E2SE	24	16N	3E CASCADE
7		E2NE	25	16N	3E CASCADE
8			18	16N	4E CASCADE

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>
9			19	16N	4E CASCADE
10		W2	30	16N	4E CASCADE
11		W2	31	16N	4E CASCADE

#### **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 Numb	per: 41J 201839-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
*Priority Date:	DECEMBER 31, 1932						
Enforceabl	e Priority Date: APRIL 29, 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 SMITH RIVER						
Source Type:	SURFACE WATER						
Point of Diversion	and Means of Diversion:						
	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>						
1	NWSWNE 35 16N 3E CASCADE						

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201839-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot Otr Sec** <u>Sec</u> Twp Rge County NWSWNE 35 16N CASCADE 3E **Diversion to Reservoir: DIVERSION #1** 15.00 FEET Dam Height: 10.00 FEET Depth: 3.00 ACRES Surface Area: Capacity: 12.00 ACRE-FEET **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 NWSWNE 35 16N **3E CASCADE** 

#### Remarks:

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

201826-00 201839-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 SMITH RIVER BASIN 41J 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:	41J 201840-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
<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 SMITH RIVER						
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> SWSWNE 25 18N 2E CASCADE						

**Period of Diversion:** 

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201840-00 Page 2 of 2

Reservoir: ONSTREAM					
Govt Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 25	<u>Тwp</u> 18N	Rge County 2E CASCADE	
<b>Diversion to Reservoir:</b>	DIVERS	ION # 1			
Dam Height:	10.00 l	FEET			
Depth:	8.00	FEET			
Surface Area:	0.20	ACRES			
Capacity:	0.64	ACRE-F	EET		
Period of Use: JANUA	RY 1 TO DE	CEMBE	ER 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> <u>County</u>	
1	SWSWNE	25	18N	2E CASCADE	

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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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:	41J 20184	<b>11-00</b> S	TATEN	IENT OF	CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
*Priority Date:	APRIL 29,	1932				
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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 S	MITH RIVER
Source Type:	SURI	FACE WA	TER			
Point of Diversion and I	Means of Div	version:				
$\frac{\text{ID}}{1}$ Govt		<u>Qtr Sec</u> WSESW	<u>Sec</u> 26	<u>Twp</u> 16N		<u>County</u> CASCADE
Period of Diversion	-				0L	ONOONDE
Diversion Means:	LIVESTO				RCE	
Period of Use:	JANUARY	′ 1 TO DE	CEMBE	ER 31		
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	SI	WSESW	26	16N	3E	CASCADE

#### **Remarks:**

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

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 201842	-00 ST	ATEM	ENT OF	- CLA	IM
	Version:	1 ORIG	SINAL F	RIGHT		
	1	Status:	AC	TIVE		
Owners:	GRUEL, WA 1171 MILLE GREAT FAL	GAN RD		NC		
Priority Date:	DECEMBER	31, 193	3			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS ( DITCH SYST	OF STOC TEM. TH	CK DRI IE 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, UN	NAMED	TRIB	UTARY	OF S	MITH RIVER
Source Type:	SURFA	CE WAT	ΓER			
Point of Diversion and I	Means of Diver	rsion:				
IDGovt I1Period of DiversionDiversion Means:	SE			-	3E	<u>County</u> CASCADE
Period of Use:	JANUARY 1				(OL	
Place of Use:		24 C	G	<b>T</b>	<b>D</b>	Commentary (
ID <u>Acres</u> Govt I		<u> Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		County
1	SE	NESE	26	16N	3E	CASCADE

#### **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:	41J 20184	<b>13-00</b> S	TATEM	IENT OF	- CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	1171 MÍLL	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
*Priority Date:	APRIL 29,	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, I	JNNAME	) TRIB	UTARY	OF S	MITH RIVER	
Source Type:	SUR	FACE WA	TER				
Point of Diversion and I	Means of Div	version:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{\underline{Govt}}$	N	<u>Qtr Sec</u> WNENW	<u>Sec</u> 35	<u>Twp</u> 16N		<u>County</u> CASCADE	
Period of Diversion							
<b>Diversion Means:</b>	LIVESTO				RCE		
Period of Use:	JANUARY	' 1 TO DE	CEMB	ER 31			
Place of Use:							
ID Acres Govt 1	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	N۱	WNENW	35	16N	3E	CASCADE	

#### **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:	41J 201844-00	STATE	MENT OI	- CLA	IM		
	Version: 1	ORIGINAL	RIGHT				
	Sta	tus: A	CTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
<b>Priority Date:</b>	DECEMBER 2	′, 1913					
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS OF DITCH SYSTE	STOCK D	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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	SPRING, UNN	AMED TRI	BUTARY	OF S	MITH RIVER		
Source Type:	SURFAC	WATER					
Point of Diversion and I	Means of Diversion	n:					
ID Govt 1 1 Period of Diversion	NWSV		<u>Twp</u> 16N 3ER 31		County CASCADE		
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FR	OM SOU	RCE			
Period of Use:	JANUARY 1 T	D DECEME	BER 31				
Place of Use:							
ID <u>Acres Govt I</u>	Lot Qtr	<u>Sec</u> <u>Sec</u>	Twp	<u>Rge</u>	County		
1	NWSV	/SE 26	16N	3E	CASCADE		

#### **Remarks:**

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Water Right Number:	41J 20184	<b>15-00</b> S	TATEM	IENT OF	- CLA	IM		
	Version:	1 ORI(	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	1171 MÍLL	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
*Priority Date:	APRIL 29,	1932						
Type of Historical Righ	t: 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:	STOCK W ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 S	MITH RIVER		
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		VNWSW	24	16N	3E	CASCADE		
Period of Diversio Diversion Means:								
Period of Use:	JANUARY				(CL			
	JANOAN	TIODE						
Place of Use:	Lot	Otn Sec	See	Tree	Dee	County		
ID <u>Acres Govt</u>		<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		County		
1	NV	VNWSW	24	16N	3E	CASCADE		

#### Remarks:

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Water Right Number:	41J 20184	<b>16-00</b> S	TATEM	IENT OF	- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	GRUEL, W 1171 MILL GREAT FA	EGAN RE	)	NC		
*Priority Date:	APRIL 29,	1932				
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 S	MITH RIVER
Source Type:	SURI	FACE WA	TER			
Point of Diversion and M	Aeans of Div	version:				
<u>ID</u> <u>Govt I</u>		<u>Qtr Sec</u>	Sec	<u>Twp</u>		County
1	-	NSESW	26 ОБМРІ	16N	3E	CASCADE
Period of Diversion Diversion Means:	LIVESTO				RCE	
Period of Use:	JANUARY				(OL	
Place of Use:	••••••					
ID <u>Acres Govt I</u>	ot	Qtr Sec	Sec	Twp	Rge	County

#### **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:	41J 201847-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405				
Priority Date:	DECEMBER 31, 1933				
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 SMITH RIVER				
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> NENWNW 11 15N 3E CASCADE				

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201847-00 Page 2 of 2

Reservoir: ONSTREAM	Λ				
Govt Lot	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 11	<u>Тwp</u> 15N	Rge 3ECounty CASCADE	
<b>Diversion to Reservoir</b>	DIVERS	SION # 1	1		
Dam Height:	5.00	FEET			
Depth:	4.00	FEET			
Surface Area:	0.03	ACRES	;		
Capacity:	0.05	ACRE-F	FEET		
Period of Use: JANU	ARY 1 TO DE	CEMBE	ER 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> <u>County</u>	
1	NENWNW	11	15N	3E CASCADE	

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 SMITH RIVER BASIN 41J 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:	41J 201848-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
Priority Date:	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:	FIR CREEK, NORTH FORK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
1 Beriod of Diversion	NENWSW 11 15N 3E CASCADE					

**Period of Diversion:** 

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201848-00 Page 2 of 2

Reservoir: ONSTREAM	1				
Govt Lot	<u>Qtr Sec</u> NENWSW	<u>Sec</u> 11	<u>Тwp</u> 15N	$\frac{\text{Rge}}{\text{3E}}  \frac{\text{County}}{\text{CASCADE}}$	
<b>Diversion to Reservoir:</b>	DIVERS	ION # 1			
Dam Height:	10.00 l	FEET			
Depth:	8.00	FEET			
Surface Area:	0.70	ACRES			
Capacity:	2.24	ACRE-F	EET		
Period of Use: JANUA	ARY 1 TO DE	CEMBE	ER 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1	NENWSW	11	15N	3E CASCADE	

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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:	41J 201849-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
Priority Date:	DECEMBER 31, 1933
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 SMITH RIVER
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> NWSWNE 11 15N 3E CASCADE

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201849-00 Page 2 of 2

Reservoir: ONSTREAM	1				
Govt Lot	<u>Qtr Sec</u> NWSWNE	<u>Sec</u> 11	<u>Twp</u> 15N	RgeCounty3ECASCADE	
<b>Diversion to Reservoir:</b>	-		1		
Dam Height:	10.00 F	FEET			
Depth:	8.00 F	FEET			
Surface Area:	0.20 A	ACRES			
Capacity:	0.64 A	ACRE-F	FEET		
Period of Use: JANUA	ARY 1 TO DE	CEMBE	ER 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1	NWSWNE	11	15N	3E CASCADE	

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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:	41J 201850-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE GRUEL, WALTER & SON INC
	1171 MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	DECEMBER 31, 1933
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 SMITH RIVER
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> SWNWNW 2 15N 3E CASCADE

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201850-00 Page 2 of 2

Reservoir: ONSTREAM			_	_
<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 2	<u>Тwp</u> 15N	<u>Rge</u> <u>County</u> 3E CASCADE
<b>Diversion to Reservoir:</b>	DIVERS	SION # 1		
Dam Height:	10.00	FEET		
Depth:	8.00	FEET		
Surface Area:	0.20	ACRES		
Capacity:	0.64	ACRE-F	EET	
Period of Use: JANUA	RY 1 TO DE	ECEMBE	R 31	
Place of Use:				
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> <u>County</u>
1 5	SWNWNW	2	15N	3E CASCADE

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 201851-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	DECEMBER 31, 1933
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 SMITH RIVER
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> NWNWSW 2 15N 3E CASCADE

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201851-00 Page 2 of 2

<b>Reservoir:</b> ONSTREAM <u>Govt Lot</u>	l <u>Qtr Sec Sec Twp Rge County</u> NWNWSW 2 15N 3E CASCADE	Ē
Diversion to Reservoir:	DIVERSION # 1 10.00 FEET	
Dam Height: Depth:	8.00 FEET	
Surface Area: Capacity:	0.20 ACRES 0.64 ACRE-FEET	
Period of Use: JANUA	ARY 1 TO DECEMBER 31	
Place of Use: ID Acres Govt Lot	Qtr Sec Sec Twp Rge County	
1 <u>Acres 6001 Lot</u>	Qtr Sec         Sec         Twp         Rge         County           NWNWSW         2         15N         3E         CASCADE	

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 20185	<b>2-00</b> S	TATEM	IENT OF	- CLA	IM			
	Version:	Version: 1 ORIGINAL RIGHT							
		Status:	AC	CTIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405								
<b>Priority Date:</b>	DECEMBE	R 27, 191	3						
Type of Historical Right	: FILED								
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 W/ ANIMAL UI	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, L	JNNAMED	) TRIB	UTARY	OF S	MITH RIVER			
Source Type:	SURF	ACE WA	TER						
Point of Diversion and	Means of Div	ersion:							
ID Govt	NE	<u>Qtr Sec</u> SWSW	<u>Sec</u> 1	<u>Twp</u> 15N		County CASCADE			
Period of Diversion Diversion Means:	I: JANUARY LIVESTOC	-	-	-					
Period of Use:	JANUARY				τυς				
Place of Use: ID Acres Govt 1	Lot	Qtr Sec	Sec	Twp	Rge	<u>County</u>			
1	INE	SWSW	1	15N	3E	CASCADE			

#### 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:	41J 20185	<b>3-00</b> S	TATEM	IENT OI	F CLA	IM		
	Version:	1 ORI0	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBE	R 27, 191	3					
Type of Historical Right	: FILED							
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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 S	MITH RIVER		
Source Type:	SURF	FACE WA	TER					
Point of Diversion and	Means of Div	ersion:						
ID Govt		<u>Qtr Sec</u> SWSW	<u>Sec</u> 1	<u>Тwp</u> 15N		<u>County</u> CASCADE		
Period of Diversion	-		CEMBE	ER 31				
<b>Diversion Means:</b>	LIVESTOC	CK DIREC	T FRO	M SOU	RCE			
Period of Use:	JANUARY	1 TO DE	CEMB	ER 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	SE	SWSW	1	15N	3E	CASCADE		

#### **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 SMITH RIVER BASIN 41J 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:	41J 20185	<b>4-00</b> S	TATEN		F CLA	IM			
	Version:	1 ORI	GINAL	RIGHT					
		Status:	A	CTIVE					
Owners:	1171 MILLI	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBE	R 31, 193	33						
Type of Historical Right	:USE								
Purpose(use):	STOCK								
*Flow Rate:	20.00 GPN	1							
*Volume:	STOCK WA	ATERING NIT. ANIN	9 PURF 1/AL UN	POSES A	AT THI 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	JNNAMEI	d trie	BUTARY	OF S	MITH RIVER			
Source Type:	GRO	UNDWAT	ER						
*Point of Diversion and I	Means of Div	ersion:							
$\frac{\mathbf{ID}}{1}$ Govt 1		<u>Qtr Sec</u> /SWNW	<u>Sec</u> 2	<u>Тwp</u> 15N		<u>County</u> CASCADE			
Period of Diversion Diversion Means:	: JANUARY PIPELINE	1 TO DE	CEMB	ER 31					
Period of Use:	JANUARY	1 TO DE	CEMB	ER 31					
Place of Use:									
ID <u>Acres Govt I</u>	lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County			
1	NW	/NWSW	1	15N	3E	CASCADE			
2	NW	/SWNW	2	15N	3E	CASCADE			

41J 201854-00

Page 2 of 2

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 SMITH RIVER BASIN 41J 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:	41J 201855-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	DECEMBER 31, 1933
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 FIR CREEK, NORTH FORK
Source Type:	SURFACE WATER
Point of Diversion and Means of Diversion:	
IDGovt1	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> NESENE 10 15N 3E CASCADE
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:	
ID <u>Acres Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	NESENE 10 15N 3E CASCADE

#### **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:	41J 201856-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE							
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>*Priority Date:</b>	APRIL 29, 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 SMITH RIVER							
Source Type:	SURFACE WATER							
*Point of Diversion and I	Means of Diversion:							
$\frac{\mathbf{ID}}{1}$ Govt 1	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NESWNW 2 15N 3E CASCADE							

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201856-00 Page 2 of 2

Reservoir: ONSTREAM	1							
Govt Lot	<u>Qtr Sec</u> NESWNW	<u>Sec</u> 2	<u>Twp</u> 15N	Rge County 3E CASCADE				
<b>Diversion to Reservoir:</b>	DIVERS	SION # 1						
Dam Height:	10.00	FEET						
Depth:	8.00	FEET						
Surface Area:	0.20	ACRES						
Capacity:	0.64	ACRE-F	EET					
Period of Use: JANUARY 1 TO DECEMBER 31								
Place of Use:								
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County				
1	NESWNW	2	15N	3E CASCADE				

### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 20185	5 <b>7-00</b> S	TATEN	IENT OF	- CLA	IM			
	Version:	1 ORI0	GINAL	RIGHT					
		Status:	AC	CTIVE					
Owners:	1171 MÍLL	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBE	R 27, 191	3						
Type of Historical Right	: FILED								
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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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	JNNAMED	) TRIB	UTARY	OF S	MITH RIVER			
Source Type:	SURF	ACE WA	TER						
Point of Diversion and	Means of Div	ersion:							
IDGovt1Period of Diversion	SE	<u>Qtr Sec</u> NWNW	Sec 2	<u>Twp</u> 15N -R 31		<u>County</u> CASCADE			
Diversion Means:	LIVESTO	-	-	-	RCE				
Period of Use:	JANUARY								
Place of Use:									
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County			
1	SE	NWNW	2	15N	3E	CASCADE			

### 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 SMITH RIVER BASIN 41J 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:	41J 201858	-00 STA		- CLAI	Μ				
	Version:	1 ORIGIN	IAL RIGHT						
		Status:	ACTIVE						
Owners:	1171 MILLE	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBER	31, 1933							
Type of Historical Right	t: USE								
Purpose(use):	STOCK								
*Flow Rate:	CONSISTS DITCH SYS	OF STOCK TEM. THE	DRINKING	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, UN	NAMED 1	RIBUTARY	OF SI	MITH RIVER				
Source Type:	SURFA	ACE WATE	R						
Point of Diversion and	Means of Dive	rsion:							
ID Govt	NWN	WNW 7	<u>ec Twp</u> 11 15N		<u>County</u> CASCADE				
Period of Diversion			-						
Diversion Means:	LIVESTOCH			RUE					
Period of Use:	JANUARTI	I TO DECE							
Place of Use:	<b>,</b> ,		T	D					
ID <u>Acres Govt</u>	Lot (		<u>ec Twp</u>	<u>Kge</u>	County				
1	NWN	IWNW <sup>·</sup>	11 15N	3E	CASCADE				

#### **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:	41J 201859-	<b>00</b> STATE	EMENT OF	CLAIM					
	Version: 1	ORIGINA	L RIGHT						
	S	tatus:	ACTIVE						
Owners:	1171 MILLEO	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBER	27, 1913							
Type of Historical Right	: FILED								
Purpose(use):	STOCK								
*Flow Rate:	CONSISTS C DITCH SYST	F STOCK E EM. THE F	DRINKING	DIRECTLY	CREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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, UN	NAMED TR	BUTARY	OF SMITH	RIVER				
Source Type:	SURFA	CE WATER							
Point of Diversion and	Means of Diver	sion:							
IDGovt1Period of Diversion	NEN	<u>etr Sec</u> <u>Sec</u> IWSE 26 TO DECEM	16N	Rge Coun 3E CASC					
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FF	ROM SOUR	CE					
Period of Use:	JANUARY 1	TO DECEM	BER 31						
Place of Use:									
ID <u>Acres</u> Govt ]	Lot Q	tr Sec Sec	<u>Twp</u>	<u>Rge</u> <u>Coun</u>	<u>ty</u>				
1	NEM	IWSE 26	6 16N	3E CASC	CADE				

#### **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 SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

## **IMPORTANT NOTICE**

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Water Right Number:	41J 201860-0	0 STATE	MENT O	F CLA	IM				
	Version: 1	ORIGINAI	RIGHT						
	S	atus: A	CTIVE						
Owners:	1171 MILLEG	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBER	27, 1913							
Type of Historical Righ	t: FILED								
Purpose(use):	STOCK								
*Flow Rate:	CONSISTS O DITCH SYST	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, UN	NAMED TR	BUTARY	OF S	MITH RIVER				
Source Type:	SURFAC	E WATER							
Point of Diversion and	Means of Divers	ion:							
<u>ID</u> <u>Govt</u>	<u>Lot</u> Q NWN	t <mark>r Sec</mark> <u>Sec</u> WNE 36	<u>Тwp</u> 16N		<u>County</u> CASCADE				
Period of Diversion	n: JANUARY 1		3ER 31						
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FR	OM SOU	RCE					
Period of Use:	JANUARY 1		BER 31						
Place of Use:									
ID Acres Govt	Lot Q	tr Sec Sec	Twp	<u>Rge</u>	County				
1	NWN	WNE 36	16N	3E	CASCADE				

41J 201860-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON STATE 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**

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Water Right Number:	41J 20186	5 <b>1-00</b> S	TATEN	IENT OF	- CLA	IM			
	Version:	1 ORI0	GINAL	RIGHT					
		Status:	AC	TIVE					
Owners:	1171 MÍLL	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBE	R 27, 191	3						
Type of Historical Right	: FILED								
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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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	JNNAMED	) TRIB	UTARY	OF S	MITH RIVER			
Source Type:	SURF	ACE WA	TER						
Point of Diversion and I	Means of Div	ersion:							
ID Govt 1 1 Period of Diversion	NV	<u>Qtr Sec</u> VNENW 1 TO DE	Sec 36 CEMBE	<u>Twp</u> 16N -R 31		<u>County</u> CASCADE			
Diversion Means:	LIVESTO	-	-	-	RCE				
Period of Use:	JANUARY	1 TO DE	CEMBE	ER 31					
Place of Use:									
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County			
1	NV	VNENW	36	16N	3E	CASCADE			

41J 201861-00 Page 2 of 2

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON STATE 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 SMITH RIVER BASIN 41J 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:	41J 20186	<b>2-00</b> S	TATEN	IENT OF	- CLA	IM			
	Version:	1 ORI0	GINAL	RIGHT					
		Status:	AC	TIVE					
Owners:	1171 MÍLLI	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBE	R 27, 191	3						
Type of Historical Right	: FILED								
Purpose(use):	STOCK								
*Flow Rate:	CONSISTS DITCH SYS	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, L	JNNAMED	) TRIB	UTARY	OF S	MITH RIVER			
Source Type:	SURF	ACE WA	TER						
Point of Diversion and I	Means of Div	ersion:							
$\frac{ID}{1}$ Govt 1		<u>Qtr Sec</u> SWNW	<u>Sec</u> 35	<u>Twp</u> 16N		<u>County</u> CASCADE			
Period of Diversion	_	-			52				
Diversion Means:	LIVESTOC	-	-	-	RCE				
Period of Use:	JANUARY	1 TO DE	СЕМВЕ	ER 31					
Place of Use:									
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County			
1	SE	SWNW	35	16N	3E	CASCADE			

#### **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:	41J 201863-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE							
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
Priority Date:	DECEMBER 31, 1933							
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 SMITH RIVER							
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> NENESW 24 16N 3E CASCADE							

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201863-00 Page 2 of 2

Reservoir: ONSTREAM <u>Govt Lot</u>	<u>Qtr Sec</u> NENESW	<u>Sec</u> 24	<u>Twp</u> 16N	<u>Rge</u> <u>County</u> 3E CASCADE				
Diversion to Reservoir: Dam Height: Depth: Surface Area: Capacity:	0.20							
Period of Use: JANUARY 1 TO DECEMBER 31								
Place of Use: <u>ID</u> <u>Acres</u> <u>Govt Lot</u> 1	<u>Qtr Sec</u> NENESW	<u>Sec</u> 24	<u>Twp</u> 16N	Rge County 3E CASCADE				

### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 2018	<b>54-00</b> S	TATEM	IENT OF	CLA	IM			
	Version:	1 ORI0	GINAL	RIGHT					
		Status:	AC	CTIVE					
Owners:	1171 MÍLL	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>*Priority Date:</b>	APRIL 29,	1932							
Type of Historical Right	:USE								
Purpose(use):	STOCK								
*Flow Rate:	CONSISTS DITCH SY	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, I	JNNAME	D TRIE	BUTARY	OF S	MITH RIVER			
Source Type:	SUR	FACE WA	TER						
Point of Diversion and I	Means of Div	version:							
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		County			
1 Period of Diversion		WSESW	35 СЕМВІ	16N	3E	CASCADE			
Diversion Means:					RCF				
Period of Use:	JANUARY		-		.02				
Place of Use:									
<u>ID</u> <u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>			
1	N	WSESW	35	16N	3E	CASCADE			

#### **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:	41J 20186	<b>5-00</b> S	TATEM		- CLA	IM		
	Version:	1 ORI	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>*Priority Date:</b>	APRIL 29,	1932						
Type of Historical Right	:USE							
Purpose(use):	STOCK							
*Flow Rate:	CONSISTS DITCH SY	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, l	JNNAME	) TRIE	BUTARY	OF S	MITH RIVER		
Source Type:	SURI	FACE WA	TER					
Point of Diversion and M	Means of Div	version:						
ID Govt I	N	<u>Qtr Sec</u> ESWSE	<u>Sec</u> 35	<u>Twp</u> 16N		County CASCADE		
Period of Diversion Diversion Means:	LIVESTO				RCE			
Period of Use:	JANUARY				(OL			
Place of Use:				-				
<u>ID</u> <u>Acres Govt I</u>	at	04 0	G	m				
	<u>101</u>	<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.

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	41J 20186	6-00 S	TATEM	IENT OI	- CLA	IM			
	Version: 1 ORIGINAL RIGHT								
		Status:	AC	TIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405								
<b>Priority Date:</b>	DECEMBE	R 27, 191	3						
Type of Historical Right	: FILED								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
*Source Name:	SPRING, U	NNAMED	) TRIB	UTARY	OF S	MITH RIVER			
Source Type:	SURF	ACE WA	TER						
Point of Diversion and I	Means of Dive	ersion:							
<u>ID</u> <u>Govt 1</u>		<u>Qtr Sec</u> /NESW	<u>Sec</u> 35	<u>Тwp</u> 16N		<u>County</u> CASCADE			
Period of Diversion	: JANUARY	1 TO DE	СЕМВЕ	ER 31					
<b>Diversion Means:</b>	LIVESTOC	K DIREC	T FRO	M SOU	RCE				
Period of Use:	JANUARY	1 TO DE	CEMBE	ER 31					
Place of Use:									
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County			
1	NV	/NESW	35	16N	3E	CASCADE			

#### **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:	41J 20186	6 <b>7-00</b> S	TATEM		- CLA	IM		
	Version:	1 ORI	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>*Priority Date:</b>	APRIL 29,	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, U	JNNAME	) TRIE	BUTARY	OF S	MITH RIVER		
Source Type:	SURI	FACE WA	TER					
Point of Diversion and I	<b>Means of Div</b>	version:						
<u>ID</u> <u>Govt l</u>		<u>Qtr Sec</u>	Sec	Twp		County		
1			35 ОСМРІ	16N	3E	CASCADE		
Period of Diversion Diversion Means:	LIVESTO				RCE			
Period of Use:	JANUARY		_		(OL			
	••••••		•					
Place of Use: ID Acres Govt I	ot	Ota Soo	See	<b>T</b>	P			
	201	Qtr Sec	Sec	Twp	Kge	County		

### **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."

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 20186	5 <b>8-00</b> S	TATEM		- CLA	IM		
	Version:	1 ORI0	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBE	R 27, 191	3					
Type of Historical Right	: FILED							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
*Source Name:	SPRING, U	JNNAME	) TRIE	BUTARY	OF S	MITH RIVER		
Source Type:	SURFACE WATER							
Point of Diversion and	Means of Div	version:						
$\underline{ID}$ <u>Govt</u>		<u>Qtr Sec</u> /NWNW	Sec	<u>Twp</u> 16N		<u>County</u> CASCADE		
1 Period of Diversion			35 CEMBI		3E	CASCADE		
Diversion Means:	LIVESTO				RCE			
Period of Use:	JANUARY	′ 1 TO DE	CEMBI	ER 31				
Place of Use:								
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1	NW	/NWNW	35	16N	3E	CASCADE		

#### **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:	41J 20186	<b>9-00</b> S <sup>-</sup>	TATEN	IENT OF	- CLA	IM		
	Version: 1 ORIGINAL RIGHT							
		Status:	AC	CTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBE	R 27, 191	3					
Type of Historical Right	: FILED							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	SPRING, U	INNAMED	) TRIB	UTARY	OF S	MITH RIVER		
Source Type:	SURF	ACE WA	TER					
*Point of Diversion and I	Means of Dive	ersion:						
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$	NW	<u>Qtr Sec</u> NWNW	<u>Sec</u> 35	<u>Twp</u> 16N		<u>County</u> CASCADE		
Period of Diversion		-	-	-				
Diversion Means:	LIVESTOC				KCE			
Period of Use:	JANUARY	TODE		IK 31				
Place of Use:								
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1	NW	NWNW	35	16N	3E	CASCADE		

#### **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:	41J 20187	7 <b>0-00</b> S	TATEM		- CLA	IM		
	Version:	1 ORI0	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBE	R 27, 191	3					
Type of Historical Right	: FILED							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	SPRING, I	JNNAME	) TRIE	BUTARY	OF S	MITH RIVER		
Source Type:	SUR	FACE WA	TER					
*Point of Diversion and I	Means of Div	version:						
$\frac{\mathbf{ID}}{1} \qquad \qquad$	S'	<u>Qtr Sec</u> WSESW	<u>Sec</u> 24	<u>Twp</u> 16N		County CASCADE		
Period of Diversior Diversion Means:					RCE			
Period of Use:	JANUARY				(OL			
Place of Use:				-				
<u>ID</u> <u>Acres</u> <u>Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1	S	WSESW	24	16N	3E	CASCADE		

#### **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:	41J 201871-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
<b>*Priority Date:</b>	APRIL 29, 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 SMITH RIVER						
Source Type:	SURFACE WATER						
Point of Diversion and	d Means of Diversion:						
<u>ID</u> <u>Gov</u>	<u>t Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSE 24 16N 3E CASCADE						

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201871-00 Page 2 of 2

*Re	servoir: ONS	STREAM					
	<u>Govt I</u>		<u>Qtr Sec</u> VNWSE	<u>Sec</u> 24	<u>Twp</u> 16N	<u>Rge</u> 3E	County CASCADE
	Diversion to R	eservoir:	DIVERS	SION # 1			
	Dam Height:		10.00	FEET			
	Depth:		8.00	FEET			
	Surface Area:		0.20	ACRES			
	Capacity:		0.64	ACRE-F	EET		
		THE CAPA DNRC.	CITY, D	AM HEIG	HT, AN	ID SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of	Use:	JANUARY	1 TO DE	ECEMBE	R 31		
Place of 1	Use:						
<u>ID</u>	<u>Acres Govt I</u>	<u>.ot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NV	VNWSE	24	16N	3E	CASCADE

**Remarks:** 

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THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 2018	7 <b>2-00</b> S	TATEM		- CLA	IM		
	Version: 1 ORIGINAL RIGHT							
		Status:	AC	CTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMBE	ER 31, 191	3					
Type of Historical Right	: FILED							
Purpose(use):	STOCK							
*Flow Rate:	CONSIST: DITCH SY	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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 S	MITH RIVER		
Source Type:	SUR	FACE WA	TER					
*Point of Diversion and I	Means of Div	version:						
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		County		
1 Period of Diversion	-		24 СЕМВІ	16N =P 31	3E	CASCADE		
Diversion Means:	LIVESTO				RCE			
Period of Use:	JANUAR				-			
Place of Use:								
ID Acres Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1	SV	VNWSW	24	16N	3E	CASCADE		

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 20187	<b>3-00</b> S <sup>.</sup>	TATEM	IENT OF	- CLA	IM			
	Version: 1 ORIGINAL RIGHT								
		Status:	AC	TIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405								
<b>Priority Date:</b>	DECEMBE	R 27, 191	3						
Type of Historical Right	: FILED								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
*Source Name:	SPRING, L	INNAMED	) TRIB	UTARY	OF S	MITH RIVER			
Source Type:	SURF	ACE WA	TER						
Point of Diversion and I	Means of Div	ersion:							
<u>ID</u> <u>Govt 1</u> 1 Period of Diversion	SV	<u>Qtr Sec</u> VSESW 1 TO DE	Sec 24 CEMBE	<u>Twp</u> 16N ER 31		<u>County</u> CASCADE			
<b>Diversion Means:</b>	LIVESTOC				RCE				
Period of Use:	JANUARY	1 TO DE	CEMBE	ER 31					
Place of Use:									
ID Acres Govt I	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County			
1	SV	VSESW	24	16N	3E	CASCADE			

### **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:	41J 201874-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	DECEMBER 31, 1933
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 SMITH RIVER
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
ID Govt	NWNWNE 24 16N 3E CASCADE
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	NWNWNE 24 16N 3E CASCADE

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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>41J 201875-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405					
Priority Date:	DECEMBER 31, 1933					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF MING COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
IDGovt1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SWSESE 26 17N 4E CASCADE					
Period of Diversion						
<b>Diversion Means:</b>	DAM					
	THE POINT OF DIVERSION IS LOCATED IN CLAIM CORRECTLY. AFFIDAVIT LOCATION INCORRECT.					

DECEMBER 16, 2010 41J 201875-00 Page 2 of 2

Reservoir: ONSTREAM					
Govt Lot	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 26	<u>Twp</u> 17N	RgeCounty4ECASCADE	
<b>Diversion to Reservoir:</b>	DIVERS	SION # 1			
Dam Height:	4.00	FEET			
Depth:	3.00	FEET			
Surface Area:	0.70	ACRES			
Capacity:	0.84	ACRE-F	EET		
Period of Use: JANUA	RY 1 TO DE	ECEMBE	ER 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1	SWSESE	26	17N	4E CASCADE	

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 20187	<b>'6-00</b> S	TATEM	IENT OI	F CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	GRUEL, W 1171 MILL GREAT FA	EGAN RE	)	NC		
<b>Priority Date:</b>	DECEMBE	R 31, 193	33			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	M RESEF	RVOIR.	THE F	LOW I	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK W	ATERING NIT. ANIN	i PURP IAL UN	OSES A	AT THI 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		ARY C	F MING	COU	LEE
Source Type:	SURF	FACE WA	TER			
Point of Diversion and	Means of Div	ersion:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
1	-	NESESE	35	17N	4E	CASCADE
Period of Diversion Diversion Means:	DAM					
Reservoir: ON	STREAM					
<u>Govt </u> ]		<u>Qtr Sec</u> NESESE	<u>Sec</u> 35	<u>Тwp</u> 17N	<u>Rge</u> 4E	<u>County</u> CASCADE
Diversion to R Capacity:	eservoir:	DIVERS 0.50				

DECEMBER 16, 2010

41J 201876-00

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		NESESE	35	17N	4E CASCADE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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: Owners:	41J 201877-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE GRUEL, WALTER & SON INC
	1171 MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	DECEMBER 31, 1933
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 MING COULEE
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> NWNWNE 35 17N 4E CASCADE

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201877-00 Page 2 of 2

Reservoir: ONSTREAM					
<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNE	<u>Sec</u> 35	<u>Twp</u> 17N	<u>Rge</u> 4E	<u>County</u> CASCADE
<b>Diversion to Reservoir:</b>	DIVERS	ION # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	0.10	ACRES			
Capacity:	0.40	ACRE-F	EET		
THE CA DNRC.	PACITY, 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	NWNWNE	35	17N	4E	CASCADE

**Remarks:** 

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41J 20187	7 <b>8-00</b> S	TATEM	IENT OI	F CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	GRUEL, W 1171 MILL GREAT FA	EGAN RE	)	NC		
<b>Priority Date:</b>	DECEMBE	R 31, 19	33			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	MRESE	RVOIR.	THE F	LOW I	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIN	9 PURP AL UN	OSES A	AT THI 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:	UNNAME	TRIBUT	FARY C	F MING	COU	LEE
Source Type:	SURI	FACE WA	TER			
Point of Diversion and	Means of Div	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		<u>County</u>
1	-	NENESE	25	17N	4E	CASCADE
Period of Diversion Diversion Means:	DAM					
Reservoir: ON	STREAM					
<u>Govt ]</u>		<u>Qtr Sec</u> NENESE	<u>Sec</u> 25	<u>Тwp</u> 17N	<u>Rge</u> 4E	<u>County</u> CASCADE
Diversion to R Capacity:	eservoir:	DIVERS 0.06	ION # <sup>·</sup> ACRE-I			

DECEMBER 16, 2010

41J 201878-00

Page 2 of 2

**Period of Use:** JANUARY 1

Decree Report - Page 3732

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		NENESE	25	17N	4E CASCADE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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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."

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

#### **IMPORTANT NOTICE**

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Water Right Number:	41J 20187	7 <b>9-00</b> S	TATEM		- CLA	IM
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	GRUEL, W 1171 MILL GREAT FA	EGAN RD	)	NC		
<b>Priority Date:</b>	DECEMBE	ER 31, 193	33			
Type of Historical Righ	t: 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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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	) TRIE	BUTARY	OF S	MITH RIVER
Source Type:	SUR	FACE WA	TER			
Point of Diversion and	Means of Div	version:				
<u>ID</u> <u>Govt</u>	SV	<u>Qtr Sec</u> VSWSW	<u>Sec</u> 13	<u>Twp</u> 16N		<u>County</u> CASCADE
Period of Diversion						
Diversion Means:	LIVESTO				KCE	
Period of Use:	JANUARY	1 TO DE	CEMBI	ER 31		
Place of Use:						
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	SV	VSWSW	13	16N	3E	CASCADE

Page 2 of 2

#### **Remarks:**

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41J 201880-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	DECEMBER 31, 1933
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 MING 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> SENENW 24 16N 4E CASCADE

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201880-00 Page 2 of 2

Reservoir: ONS	TREAM			
<u>Govt L</u>	ot <u>Qtr Sec</u> SENENW	<u>Sec</u> <u>Twp</u> 24 16N		
Diversion to Re Dam Height:		ON # 1		
Depth:	10.00 F	EET		
Surface Area: Capacity:	0.10 A 0.40 A	CRES CRE-FEET		
THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.				
Period of Use:	JANUARY 1 TO DEC	CEMBER 31		
Place of Use:				
ID <u>Acres Govt L</u>	ot Qtr Sec	Sec <u>Twp</u>	<u>Rge</u> <u>County</u>	
1	SENENW	24 16N	4E CASCADE	

**Remarks:** 

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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#### **IMPORTANT NOTICE**

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Water Right Number:	41J 2018	<b>81-00</b> S	TATEM	IENT OI	= CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	GRUEL, V 1171 MILI GREAT F	EGAN RE	)	NC		
<b>Priority Date:</b>	DECEMBI	ER 31, 193	33			
Type of Historical Right	USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTRE/	AM RESEF	RVOIR.	THE F	LOW I	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING JNIT. ANIN Y AND HIS	i PURP IAL UN	OSES A	AT THI 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:	UNNAME	D TRIBUT	ARY C	F MING	COU	LEE
Source Type:	SUR	FACE WA	TER			
Point of Diversion and	Means of Di	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
1		NENENE	23	16N	4E	CASCADE
Period of Diversion Diversion Means:	n: DAM					
Reservoir: ON	STREAM					
<u>Govt 1</u>		<u>Qtr Sec</u> NENENE	<u>Sec</u> 23	<u>Тwp</u> 16N	<u>Rge</u> 4E	County CASCADE
Diversion to R	eservoir:	DIVERS	ION # <sup>2</sup>	1		
Period of Use:	JANUAR	Y 1 TO DE	CEMB	ER 31		

#### Place of Use:

ID	Acres Govt Lot	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u> <u>County</u>
1		NENENE	23	16N	4E CASCADE

# Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE PERIOD OF DIVERSION FROM THE SOURCE INTO STORAGE CANNOT BE IDENTIFIED. 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 SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

#### **IMPORTANT NOTICE**

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Water Right Number:	41J 20188	32-00 ST	TATEM	ENT OF	- CLAI	Μ
	Version:	1 ORIG	GINAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	GRUEL, W 1171 MILL GREAT FA	EGAN RD		NC		
<b>Priority Date:</b>	DECEMBE	R 31, 193	3			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	M RESER	VOIR.	THE FI	LOW F	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIM	PURP AL UN	OSES A ITS SH/	ALL BE	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING HE AREA SERVICED BY THIS WATER
*Source Name:	UNNAME	TRIBUT	ARY O	F MING	COUL	_EE
Source Type:	SURI	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 Diversior	<b>.</b> .	VNWSW	24	16N	4E	CASCADE
Diversion Means:	DAM					
Reservoir: ON	STREAM					
<u>Govt 1</u>		<u>Qtr Sec</u> VNWSW	<u>Sec</u> 24	<u>Twp</u> 16N	Rge 4E	County CASCADE
Diversion to R	eservoir:	DIVERSI	ON # 1			
Period of Use:	JANUARY	1 TO DEC	CEMBE	R 31		

#### Place of Use:

ID	Acres Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1		SWNWSW	24	16N	4E CASCADE

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#### **IMPORTANT NOTICE**

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Water Right Number:	41J 20188	<b>33-00</b> S	TATEN	IENT OI	F CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	GRUEL, W 1171 MILL GREAT FA	EGAN RD	)	NC		
<b>Priority Date:</b>	DECEMBE	R 31, 193	3			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	M RESER	VOIR.	THE F	LOW I	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK W	ATERING NIT. ANIM	PURP IAL UN	OSES A	AT THI 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 SMIT	HRIV	ER
Source Type:	SURF	FACE WA	TER			
Point of Diversion and I	Means of Div	ersion:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
1 D·1 (D· ·	-	WNENE	22	16N	4E	CASCADE
Period of Diversior Diversion Means:	DAM					
Reservoir: ON	STREAM	Reservoi	r Name	PHIL	LIPS	
<u>Govt 1</u>		<u>Qtr Sec</u> WNENE	<u>Sec</u> 22	<u>Тwp</u> 16N	<u>Rge</u> 4E	County CASCADE
Diversion to R Capacity:	eservoir:	DIVERS 0.75				

DECEMBER 16, 2010

41J 201883-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Decree Report - Page 3742

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWNENE	22	16N	4E CASCADE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

#### **IMPORTANT NOTICE**

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Water Right Number:	41J 20188	<b>4-00</b> S	TATEM		- CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	GRUEL, W 1171 MILLI GREAT FA	EGAN RD	)	NC		
<b>Priority Date:</b>	DECEMBE	R 31, 193	33			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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	) TRIE	BUTARY	OF D	EEP CREEK
Source Type:	SURF	FACE WA	TER			
	ALSO KNC	OWN AS 3	800 SLI	IDE ROO	CK SP	RING
*Point of Diversion and I	Means of Div	ersion:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		County
1	•		27	16N	4E	CASCADE
Period of Diversion Diversion Means:	LIVESTOC	-	-	-	RCF	
Period of Use:	JANUARY				.02	
Place of Use:						
<u>ID Acres Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1	S	ENWNE	27	16N	4E	CASCADE

Page 2 of 2

#### **Remarks:**

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

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

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Water Right Number:	41J 20188	8 <b>5-00</b> S	ТАТЕМ	ENT OF	- CLAI	Μ
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	GRUEL, W 1171 MILL GREAT FA	EGAN RD	)	NC		
<b>Priority Date:</b>	DECEMBE	R 31, 193	3			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	M RESER	VOIR.	THE FI	LOW F	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIN	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 HE AREA SERVICED BY THIS WATER
*Source Name:	UNNAME	TRIBUT	ARY O	F MING	COUL	_EE
Source Type:	SURI	FACE WA	TER			
Point of Diversion and	Means of Div	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		
1		/SWNW	24	16N	4E	CASCADE
Period of Diversion Diversion Means:	DAM					
Reservoir: ON	STREAM					
<u>Govt 1</u>		<u>Qtr Sec</u> /SWNW	<u>Sec</u> 24	<u>Тwp</u> 16N	Rge 4E	County CASCADE
Diversion to R	eservoir:	DIVERS	ION # 1			
Period of Use:	JANUARY	1 TO DE	CEMBE	R 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		SWSWNW	24	16N	4E CASCADE

# Remarks:

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Water Right Number:	41J 201	<b>886-00</b> S	TATEM	IENT OI	= CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	1171 MÍ	WALTER & _LEGAN RI FALLS, MT	)	NC		
<b>Priority Date:</b>	DECEM	BER 31, 19	33			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTRE	EAM RESE	RVOIR.	THE F	LOW I	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK ANIMAL	WATERING UNIT. ANIN TY AND HIS	B PURP MAL UN	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:	UNNAM	ED TRIBU	TARY C	F MING	COU	LEE
Source Type:	SU	RFACE WA	TER			
Point of Diversion and	Means of <b>E</b>	Diversion:				
$\frac{ID}{1}$ Govt		<u>Qtr Sec</u> SWNWNE	<u>Sec</u> 26	<u>Тwp</u> 16N		<u>County</u> CASCADE
Period of Diversion		OWNWINE	20		76	ONOONDE
Diversion Means:	DAM					
Reservoir: ON	STREAM					
<u>Govt 1</u>		<u>Qtr Sec</u> SWNWNE	<u>Sec</u> 26	<u>Тwp</u> 16N	<u>Rge</u> 4E	County CASCADE
Diversion to R	eservoir:	DIVERS	SION # <sup>-</sup>	1		
Period of Use:	JANUAF	RY 1 TO DE	CEMBI	ER 31		

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1		SWNWNE	26	16N	4E CASCADE

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Water Right Number:	41J 201887-00	STATE	MENT O	F CLA	IM
	Version: 1	ORIGINAL	RIGHT		
	Sta	tus: A	CTIVE		
Owners:	GRUEL, WALT 1171 MILLEGA GREAT FALLS	N RD			
<b>Priority Date:</b>	DECEMBER 3	, 1933			
Type of Historical Right	:USE				
Purpose(use):	STOCK				
*Flow Rate:	ONSTREAM R	SERVOIR	. THE F	LOW	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK WATE ANIMAL UNIT.	RING PUR ANIMAL U	POSES 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:	UNNAMED TF	IBUTARY		COU	LEE
Source Type:	SURFAC	WATER			
Point of Diversion and	Means of Diversion	n:			
ID Govt		Sec Sec	Twp		<u>County</u>
1	NWSW	NW 14	16N	4E	CASCADE
Period of Diversion Diversion Means:	: DAM				
Reservoir: ON	STREAM Re	ervoir Nam	e: SIDE	HILL	
Govt ]	Lot Qtr NWSW		<u>Twp</u> 16N	Rge 4E	County CASCADE
Diversion to R Capacity:		ERSION # 30 ACRE			

DECEMBER 16, 2010

41J 201887-00

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		NWSWNW	14	16N	4E CASCADE

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Water Right Number:	41J 201888-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405		
<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 MING COULEE		
Source Type:	SURFACE WATER		
Point of Diversion and I	Means of Diversion:		
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SWNWSW 14 16N 4E CASCADE		
Period of Diversior Diversion Means:	n: DAM		
Reservoir: ON	STREAM Reservoir Name: SHAW		
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWSW 14 16N 4E CASCADE		
Diversion to R Capacity:	eservoir: DIVERSION # 1 0.50 ACRE-FEET		

DECEMBER 16, 2010

41J 201888-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWNWSW	14	16N	4E CASCADE

# Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

Water Right Number:	41J 20188	<b>9-00</b> S <sup>-</sup>	TATEN	IENT OF	- CLA	IM
	Version:	1 ORIO	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	GRUEL, W 1171 MILLE GREAT FA	EGAN RD	)	NC		
<b>Priority Date:</b>	DECEMBE	R 31, 193	3			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAD	M RESER	VOIR.	THE F	LOW I	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED	TRIBUT	ARY C	F MING	COU	LEE
Source Type:	SURF	ACE WA	TER			
Point of Diversion and I	Means of Div	ersion:				
ID Govt		<u>Qtr Sec</u>	Sec	Twp		County
1	-	ESESW	14	16N	4E	CASCADE
Period of Diversior Diversion Means:	n: DAM					
Reservoir: ON	STREAM	Reservoi	r Name	: NATL	JRAL	
<u>Govt 1</u>		<u>Qtr Sec</u> ESESW	<u>Sec</u> 14	<u>Тwp</u> 16N	<u>Rge</u> 4E	County CASCADE
Diversion to R Capacity:	eservoir:	DIVERSI 0.50 A				

DECEMBER 16, 2010

41J 201889-00

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		SESESW	14	16N	4E CASCADE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON STATE LAND.

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

Water Right Number:	41J 201890-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405			
<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 MING COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and I	Means of Diversion:			
ID Govt				
1	SESWNE 23 16N 4E CASCADE			
Period of Diversion: Diversion Means: DAM				
Reservoir: ON	ISTREAM			
<u>Govt 1</u>	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SESWNE 23 16N 4E CASCADE			
Diversion to R	Reservoir: DIVERSION # 1			
Period of Use:	JANUARY 1 TO DECEMBER 31			

#### Place of Use:

Page 2 of 2

ID	Acres Govt Lot	Qtr Sec	Sec	Twp	<u>Rge</u> <u>County</u>
1		SESWNE	23	16N	4E CASCADE

#### Remarks:

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON USDI BUREAU OF LAND MANAGEMENT LAND.

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

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:	41J 201891-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE			
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405			
<b>Priority Date:</b>	DECEMBER 31, 1933			
Type of Historical Right	t: 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:			
IDGovt1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENENE 27 16N 4E CASCADE			
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</u> Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>			
1	SENENE 27 16N 4E CASCADE			

**Remarks:** 

41J 201891-00

#### Page 2 of 2

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

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

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

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## **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 20 <sup>2</sup>	1892-00	STATEN		F CLA	IM
	Version:	1 OR	IGINAL	RIGHT		
		Status:	A	CTIVE		
Owners:	1171 MI	, WALTER LLEGAN R FALLS, MT	D	INC		
<b>Priority Date:</b>	DECEM	BER 31, 19	33			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTR	EAM RESE	RVOIR.	THE F	LOW	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK ANIMAL	WATERING UNIT. ANI ITY AND HI	G PURF MAL UN	POSES A	AT THI 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:	UNNAM	IED TRIBU	TARY C	OF SMIT	H RIV	ER
Source Type:	SL	JRFACE W	ATER			
Point of Diversion and I	Means of 1	Diversion:				
<u>ID</u> <u>Govt</u>	Lot	<u>Qtr Sec</u> SWNENE	<u>Sec</u> 22	<u>Тwp</u> 16N		<u>County</u> CASCADE
Period of Diversior Diversion Means:	n: DAM					
Reservoir: ON	STREAM					
<u>Govt 1</u>	Lot	<u>Qtr Sec</u> SWNENE	<u>Sec</u> 22	<u>Twp</u> 16N	Rge 4E	County CASCADE
Diversion to R	eservoir:	DIVER	SION #	1		
Period of Use:	JANUA	RY 1 TO DI	ECEMB	ER 31		

### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWNENE	22	16N	4E CASCADE

# Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE PERIOD OF DIVERSION FROM THE SOURCE INTO STORAGE CANNOT BE IDENTIFIED. EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

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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."

## **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 201894-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405			
<b>Priority Date:</b>	JANUARY 1, 1948			
Type of Historical Right	t: FILED			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF SMITH RIVER			
Source Type:	SURFACE WATER			
Point of Diversion and	Means of Diversion:			
ID Govt				
1	NENWNW 19 18N 3E CASCADE			
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM				
Reservoir: ON	ISTREAM			
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWNW 19 18N 3E CASCADE			
Diversion to R Capacity:	Reservoir: DIVERSION # 1 0.75 ACRE-FEET			

DECEMBER 16, 2010

41J 201894-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NENWNW	19	18N	3E CASCADE

### **Remarks:**

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

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## **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 201	1 <b>895-00</b>	STATEN		F CLA	IM
	Version:	1 OR	IGINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	1171 MI	, WALTER & LLEGAN R FALLS, MT	D	NC		
*Priority Date:	APRIL 1	6, 1932				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTR	EAM RESE	RVOIR.	THE F	LOW	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK ANIMAL	WATERING UNIT. ANI	G PURP	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:	UNNAN	IED TRIBU	TARY C	OF SMIT	'H RIV	ER
Source Type:	SL	JRFACE W	ATER			
*Point of Diversion and I	Means of I	Diversion:				
ID Govt	Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 25	<u>Twp</u> 18N		<u>County</u> CASCADE
Period of Diversion: Diversion Means: DAM						
Reservoir: ON	STREAM					
Govt ]	Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 25	<u>Twp</u> 18N	Rge 3E	County CASCADE
Diversion to R	eservoir:	DIVERS	SION #	1		
Period of Use:	JANUA	RY 1 TO DE	ECEMB	ER 31		

### Place of Use:

Page 2 of 2

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		SWSWNE	25	18N	2E CASCADE

# Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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## **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 201	896-00 S	TATEM		OF CLAIM	
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	1171 MI	WALTER 8 LLEGAN RE FALLS, MT	)	NC		
*Priority Date:	APRIL 1	6, 1932				
Type of Historical Right	USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTR	EAM RESEF	RVOIR.	THE F	OT BEEN DECREED FOR THIS USE FROM TH FLOW RATE IS LIMITED TO THE MINIMUM SSARY TO SUSTAIN THIS PURPOSE.	IIS
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAM	ED TRIBUT	TARY C	F SMIT	TH RIVER	
Source Type:	SL	IRFACE WA	TER			
Point of Diversion and I	Means of l	Diversion:				
<u>ID</u> <u>Govt</u>	Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	Rge County	
1		SESWNW	18	18N	3E CASCADE	
Period of Diversion Diversion Means:	DAM					
Reservoir: ON	STREAM					
<u>Govt 1</u>	Lot	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 18	<u>Twp</u> 18N	RgeCounty3ECASCADE	
Diversion to R	eservoir:	DIVERS	ION # <sup>·</sup>	1		
Period of Use:	JANUA	RY 1 TO DE	CEMB	ER 31		

### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		SESWNW	18	18N	3E CASCADE

# 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:	41J 201898-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405				
Priority Date:	DECEMBER 31, 1933				
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 SMITH RIVER				
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> SWNWNW 25 18N 2E CASCADE				

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201898-00 Page 2 of 2

*Res	ervoir: ON	STREAM				
	<u>Govt I</u>	Lot Qtr SWNW		<u>Twp</u> 18N	<u>Rge</u> 2E	
	Diversion to R	eservoir: DIV	ERSION #	¥ 1		
	Dam Height:	13.0	DO FEET			
	Depth:	10.	DO FEET			
	Surface Area:	0.2	20 ACRE	S		
	Capacity:	0.8	30 ACRE	-FEET		
THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						
Period of	Use:	JANUARY 1 TO	DECEM	BER 31		
Place of U	J <b>se:</b>					
ID	<u>Acres</u> Govt I	Lot Qtr	<u>Sec</u> <u>Sec</u>	Twp	Rge	County
1		SWNWI	NW 25	18N	2E	CASCADE
_						

**Remarks:** 

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THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	41J 201899-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405			
<b>Priority Date:</b>	DECEMBER 31, 1933			
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 SMITH RIVER			
Source Type:	SURFACE WATER			
Point of Diversion and	Means of Diversion:			
<u>ID</u> <u>Govt</u>				
1	NENWSE 25 18N 2E CASCADE			
Period of Diversion: Diversion Means: DAM				
Reservoir: ON	ISTREAM			
<u>Govt </u> ]	LotQtr SecSecTwpRgeCountyNENWSE2518N2ECASCADE			
Diversion to R	Reservoir: DIVERSION # 1			
Period of Use:	JANUARY 1 TO DECEMBER 31			

### Place of Use:

Page 2 of 2

<u>ID</u>	Acres Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1		NENWSE	25	18N	2E CASCADE

# Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE PERIOD OF DIVERSION FROM THE SOURCE INTO STORAGE CANNOT BE IDENTIFIED. 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:	41J 201900-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE								
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405								
Priority Date:	DECEMBER 31, 1933								
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
*Source Name:	UNNAMED TRIBUTARY OF SMITH RIVER								
Source Type:	SURFACE WATER								
Point of Diversion and Means of Diversion:									
IDGovt 1	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SESENW 24 18N 2E CASCADE								

Period of Diversion:

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201900-00 Page 2 of 2

*Res	ervoir: ONS	TREAM					
	<u>Govt Lo</u>		<u>Qtr Sec</u> SENW	<u>Sec</u> 24	<u>Twp</u> 18N	<u>Rge</u> 2E	<u>County</u> CASCADE
	Diversion to Res	servoir:	DIVERS	ION # 1			
	Dam Height:		13.00 l	FEET			
	Depth:		10.00	FEET			
	Surface Area:		1.00	ACRES			
	Capacity:		4.00	ACRE-F	EET		
		THE CAPAC DNRC.	XITY, DA	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	J <b>se:</b>						
<u>ID</u>	<u>Acres</u> Govt Lo	<u>ot</u>	Qtr Sec	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SE	SENW	24	18N	2E	CASCADE

**Remarks:** 

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THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 201901-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	DECEMBER 31, 1933
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 SMITH RIVER
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	NWNENE 24 18N 2E CASCADE
Period of Diversion Diversion Means:	n: DAM
Reservoir: ON	ISTREAM
<u>Govt 1</u>	LotQtr SecSecTwpRgeCountyNWNENE2418N2ECASCADE
Diversion to R	Reservoir: DIVERSION # 1
Period of Use:	JANUARY 1 TO DECEMBER 31

### Place of Use:

ID	Acres Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWNENE	24	18N	2E CASCADE

# Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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Water Right Number:	41J 201902-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405						
<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 SMITH RIVER						
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> <u>Govt</u>							
1	NWNENE 24 18N 2E CASCADE						
Period of Diversion Diversion Means:	n: DAM						
Reservoir: ON	ISTREAM						
<u>Govt</u> ]	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> NWNENE 24 18N 2E CASCADE						
Diversion to R	Reservoir: DIVERSION # 1						
Period of Use:	JANUARY 1 TO DECEMBER 31						

### Place of Use:

Page 2 of 2

<u>ID</u>	Acres Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1		NWNENE	24	18N	2E CASCADE

# Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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Water Right Number:	41J 2019	<b>03-00</b> S	TATEN	IENT OI	F CLA	IM			
	Version:	1 ORI	GINAL	RIGHT					
		Status:	AC	CTIVE					
Owners:	1171 MIL	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405							
<b>Priority Date:</b>	DECEMB	ER 31, 19	33						
Type of Historical Right	USE:								
Purpose(use):	STOCK								
*Flow Rate:	ONSTRE	AM RESE	RVOIR.	THE F	LOW I	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.			
*Volume:	STOCK V ANIMAL L	VATERING JNIT. ANIN Y AND HIS	B PURP MAL UN	OSES A	AT THI 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:	UNNAME		TARY C	F SMIT	H RIV	ER			
Source Type:	SUR	RFACE WA	TER						
Point of Diversion and	Means of Di	version:							
ID Govt		<u>Qtr Sec</u> NWNESE	<u>Sec</u> 24	<u>Twp</u> 18N		<u>County</u> CASCADE			
Period of Diversion Diversion Means:	n: DAM								
Reservoir: ON	STREAM								
<u>Govt 1</u>		<u>Qtr Sec</u> NWNESE	<u>Sec</u> 24	<u>Тwp</u> 18N	<u>Rge</u> 2E	County CASCADE			
Diversion to R Capacity:	eservoir:	DIVERS 0.75	ION # ACRE-I						

DECEMBER 16, 2010

41J 201903-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWNESE	24	18N	2E CASCADE

## Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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: Owners:	41J 201904-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE GRUEL, WALTER & SON INC					
owners.	1171 MILLEGAN RD GREAT FALLS, MT 59405					
<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 SMITH RIVER					
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> NWNESW 24 18N 2E CASCADE					

**Period of Diversion:** 

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 201904-00 Page 2 of 2

*Res	ervoir: ONSTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 24	<u>Twp</u> 18N	<u>Rge</u> 2E	<u>County</u> CASCADE
]	Diversion to Reservoir:	DIVERS	SION # 1			
]	Dam Height:	13.00	FEET			
J	Depth:	10.00	FEET			
5	Surface Area:	1.00	ACRES			
(	Capacity:	4.00	ACRE-F	EET		
	THE CA DNRC.	APACITY, D	AM HEIG	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of	Use: JANUA	RY 1 TO DE	ECEMBE	R 31		
Place of U	se:					
ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NWNESW	24	18N	2E	CASCADE

#### **Remarks:**

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THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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## **IMPORTANT NOTICE**

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Water Right Number:	41J 201905-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	MARILYN L CHARTIER ***DECEASED*** % PO BOX 2269 GREAT FALLS, MT 59403 2269						
	RICHARD D CHARTIER 438 EAST HUNTER ROAD SAND COULEE, MT 59472 OWNER MARILYN L CHARTIER RETAINED. CONTRACT FOR DEED INTEREST.						
*Priority Date:	APRIL 16, 1947						
Type of Historical Righ	t: USE						
Purpose(use):	STOCK						
Flow Rate:	50.00 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:	SMITH RIVER						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
IDGovt1Period of Diversion	SENENE 19 16N 4E CASCADE						
<b>Diversion Means:</b>	PUMP						

DECEMBER 16, 2010 41J 201905-00 Page 2 of 2

*Reservoir: OFFSTRE	۸M			
Govt Lot	<u>Qtr Sec</u> SESESE		<u>wp</u> <u>Rge</u> 6N 4E	<u>County</u> CASCADE
<b>Diversion to Reservoi</b>	: DIVERS	ION # 1		
Dam Height:	13.00 F	EET		
Depth:	10.00 F	FEET		
Surface Area:	0.70 A	ACRES		
Capacity:	2.80 A	ACRE-FEE	T	
THE C DNRC		M HEIGH	Γ, AND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: JANU	ARY 1 TO DE	CEMBER	31	
Place of Use:				
ID Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u> <u>T</u>	wp <u>Rge</u>	County
1	SESESE	17 1	6N 4E	CASCADE

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	41J 201906-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHTStatus:ACTIVE			
Owners:	MARILYN L CHARTIER ***DECEASED*** % PO BOX 2269 GREAT FALLS, MT 59403 2269			
	RICHARD D CHARTIER 438 EAST HUNTER ROAD SAND COULEE, MT 59472 OWNER MARILYN L CHARTIER RETAINED. CONTRACT FOR DEED INTEREST.			
*Priority Date:	APRIL 16, 1947			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
Flow Rate:	50.00 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:	SMITH RIVER			
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> SENWNE 19 16N 4E CASCADE			
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 PUMP			
Period of Use:	JANUARY 1 TO DECEMBER 31			

DECEMBER 16, 2010 41J 201906-00

Page 2 of 2

Place of Use:

ID	Acres Govt Lot	<b>Qtr Sec</b>	Sec	Twp	Rge County
1		SENENE	19	16N	4E CASCADE

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE 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**

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Water Right Number:	41J 201912-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645		
*Priority Date:	DECEMBER 31, 1924		
Type of Historical Right	:USE		
Purpose(use):	DOMESTIC		
Flow Rate:	10.00 GPM		
Volume:	1.50 AC-FT		
Households:	1		
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOODS GULCH CREEK, SOUTH FORK		
Source Type:	SURFACE WATER		
	ALSO KNOWN AS O'CONNOR SPRING		
*Point of Diversion and I	Means of Diversion:		
$\frac{\text{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SWNENE 11 8N 5E MEAGHER		
<b>Period of Diversior</b>	: JANUARY 1 TO DECEMBER 31		
Diversion Means: UNDEVELOPED SPRING			
Period of Use:	JANUARY 1 TO DECEMBER 31		
Place of Use:			
ID <u>Acres</u> Govt 1	Lot <u>Qtr Sec Sec Twp Rge County</u>		
1	SWNENE 11 8N 5E MEAGHER		

Page 2 of 2

#### Remarks:

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

197836-00 201912-00

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 09/10/2007.

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 SMITH RIVER BASIN 41J 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:	41J 201913-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645						
Priority Date:	MARCH 1, 1918						
Type of Historical Right	:USE						
*Purpose(use): Flow Rate:	MULTIPLE DOMESTIC 10.00 GPM						
Volume:	2.00 AC-FT						
Households:	2						
*Source Name:	me: SPRING, UNNAMED TRIBUTARY OF ROCK CREEK						
Source Type:	GROUNDWATER						
	ALSO KNOWN AS LINGSHIRE SPRING						
*Point of Diversion and Means of Diversion:							
IDGovt I1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWSE 29 13N 3E MEAGHER						
<b>Period of Diversion:</b> 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 I	Lot Qtr Sec Sec Twp Rge County						
-							

Page 2 of 2

#### Remarks:

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

197858-00 201913-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/2007: PLACE OF USE, VOLUME.

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."

Version: 1 ORIGINAL RIGHT         Status: ACTIVE         Owners:       GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645         Priority Date:       JUNE 10, 1900         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:       DRY GULCH CREEK Source Type:         *Point of Diversion and Wears of Diversion:       Twp Res County NESENW 8 9N SE MEAGHER	Water Right Number:	41J 201914-00 STATEMENT OF CLAIM			
543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645         Priority Date:       JUNE 10, 1900         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:       DRY GULCH CREEK Source Type:         SURFACE WATER         *Point of Diversion and Weans of Diversion:         ID       Govt Lot       Qtr See See Twp Rge County		Version: 1 ORIGINAL RIGHT Status: ACTIVE			
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:       DRY GULCH CREEK         Source Type:       SURFACE WATER         *Point of Diversion       User Source Name:         ID       Govt Lot       Qtr Sec       Yeng Rge County	Owners:	543 BIRCH CREEK RD			
Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       DRY GULCH CREEK         Source Type:       SURFACE WATER         *Point of Diversion and Weans of Diversion:       Ut Sec Sec Twp Rge County	<b>Priority Date:</b>	JUNE 10, 1900			
*Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       DRY GULCH CREEK         Source Type:       SURFACE WATER         *Point of Diversion and Means of Diversion: <u>D</u> <u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>	Type of Historical Righ	t: FILED			
Item failed       ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       DRY GULCH CREEK         Source Type:       SURFACE WATER         *Point of Diversion and Means of Diversion: <u>D</u> <u>Govt Lot</u> <u>Qtr Sec Sec 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:       DRY GULCH CREEK SOURCE.         Source Type:       SURFACE WATER         *Point of Diversion and Means of Diversion:         ID       Govt Lot       Qtr Sec       Twp       Rge       County	*Flow Rate:	ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM			
Source Type:     SURFACE WATER       *Point of Diversion and Means of Diversion:     ID       ID     Govt Lot     Qtr Sec     Sec     Twp	*Volume:	STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER			
*Point of Diversion and Means of Diversion: <u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>	Source Name:	DRY GULCH CREEK			
<u>ID Govt Lot Qtr Sec Sec Twp Rge County</u>	Source Type:	SURFACE WATER			
	*Point of Diversion and Means of Diversion:				
Period of Diversion: JANUARY 1 TO DECEMBER 31	1	NESENW 8 9N 5E MEAGHER			

Diversion Means: DAM

DECEMBER 16, 2010 41J 201914-00 Page 2 of 3

Reservoir: ONSTREAM	1
<u>Govt Lot</u>	$\begin{array}{c c} \underline{Qtr Sec} & \underline{Sec} & \underline{Twp} & \underline{Rge} & \underline{County} \\ NESENW & 8 & 9N & 5E & MEAGHER \end{array}$
<b>Diversion to Reservoir:</b>	DIVERSION # 1
Dam Height:	13.00 FEET
Depth:	10.00 FEET
Surface Area:	1.00 ACRES
Capacity:	4.00 ACRE-FEET
THE CA DNRC.	APACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: JANUA	ARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Govt Lot	<u>Qtr Sec Sec Twp Rge County</u>
1	NESENW 8 9N 5E MEAGHER

#### **Remarks:**

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181893-00 201914-00 201915-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

RESERVOIR APPEARS WASHED OUT ON USDA AERIAL PHOTOGRAPH NO. 179-184 , DATED 09/17/1979.

RESERVOIR WASHED OUT IN MEAGHER COUNTY WATER RESOURCE SURVEY DATED 1950

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 20191	<b>5-00</b> S	TATEM	IENT OI	- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	GALT RAN 543 BIRCH WHITE SU	I CREEK		S, MT t	59645	
<b>Priority Date:</b>	JUNE 10, 1	1900				
Type of Historical Right	: FILED					
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. ANIN	PURP 1AL UN	OSES A ITS SH	AT THI 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:	DRY GUL	CH CREE	K			
Source Type:	SURF	FACE WA	TER			
*Point of Diversion and I	Means of Div	ersion:				
<u>ID</u> <u>Govt</u>	Lot	<u>Qtr Sec</u>	Sec	Twp		County
1			4	9N	5E	MEAGHER
Period of Diversion Diversion Means:	LIVESTO					
2	LIVEOTOC	S2	7			MEAGHER
- Period of Diversion	: JANUARY			-	02	
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOU	RCE	
3			8	9N	5E	MEAGHER
Period of Diversion	n: JANUARY	1 TO DE	CEMBE	ER 31		
<b>Diversion Means:</b>	LIVESTOC	CK DIREC	T FRO	M SOU	RCE	

DECEMBER 16, 2010 41J 201915-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

ID	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	Rge	<b>County</b>
4	Ν	WNWNW	9	9N	5E	MEAGHER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion</b> N	feans: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
Period of Use:	JANUAI	RY 1 TO DEC	CEMBE	R 31		
Place of Use:						

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			4	9N	5E MEAGHER
2		S2	7	9N	5E MEAGHER
3			8	9N	5E MEAGHER
4		NWNWNW	9	9N	5E MEAGHER

#### **Remarks:**

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181893-00 201914-00 201915-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON STATE 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.

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#### **IMPORTANT NOTICE**

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Water Right Number:	41J 20191	<b>6-00</b> S	ТАТЕМ	ENT OF	- CLA	IM	
	Version:	1 ORI(	GINAL I	RIGHT			
		Status:	AC	TIVE			
Owners:	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645						
<b>Priority Date:</b>	AUGUST 9	AUGUST 9, 1949					
Type of Historical Right	ht: USE						
Purpose(use):	IRRIGATIC	N					
Irrigation Type:	FLOOD						
Flow Rate:	1.59 CFS						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area	: 4 - MODER	ATELY L	OW				
Maximum Acres:	43.00						
Source Name:	MIDDLE C	REEK					
Source Type:	SURF	ACE WA	TER				
Point of Diversion and M	Aeans of Div	ersion:					
ID Govt I		<u>Qtr Sec</u> ESENW	<u>Sec</u> 29	<u>Twp</u> 13N		<u>County</u> MEAGHER	
Period of Diversion	: MAY 15 TO	О ОСТОВ	ER 15				
<b>Diversion Means:</b>	HEADGAT	E					
Period of Use:	MAY 15 T(	О ОСТОВ	ER 15				
Place of Use:							
ID <u>Acres Govt I</u>	<u>lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1 11.00		SWSW	28	13N	3E	MEAGHER	
2 32.00		SE	29	13N	3E	MEAGHER	
<b>Total:</b> 43.00							

#### 41J 201916-00

Page 2 of 2

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/2007: SOURCE, POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, PRIORITY DATE, TYPE OF HISTORICAL 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 279-93 , DATED 09/18/1979 , 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:	41J 2019	17-00	STATEMENT OF CLAIM		
	Version:	1 C	RIGINAL RIGHT		

Status: WITHDRAWN

GALT RANCH LP **Owners:** 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

IRRIGATION **Purpose (use):** 

Flow Rate:

Volume:

ROCK CREEK Source Name:

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 03/02/2007. 

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

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 201918-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE				
Owners:	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570				
<b>Priority Date:</b>	MAY 31, 1881				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	2.65 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.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 4 - MODERATELY LOW				
Maximum Acres:	70.00				
*Source Name:	WOODS GULCH CREEK, NORTH FORK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
$\underline{ID}_{1}$ <u>Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp Rge</u> <u>County</u> NWNENW 36 9N 5E MEAGHER				
	Period of Diversion: MAY 15 TO OCTOBER 15				
Diversion Means:	HEADGATE				
Period of Use:	MAY 15 TO OCTOBER 15				

#### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	40.00	S2NE	25	9N	5E MEAGHER
2	10.00	NWSE	25	9N	5E MEAGHER
3	20.00	E2SW	25	9N	5E MEAGHER
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.

### 201918-00 201919-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 35.87 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 179-167 , DATED 9/17/1979 , APPEARS TO INDICATE 38.56 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON NORTH FORK WOODS GULCH CREEK WITH A PRIORITY DATE PREDATING CASE NO. 1511 MEAGHER 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." DECEMBER 16, 2010 41J 201918-00 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:	41J 20191	<b>9-00</b> S	TATEM	IENT OF	= CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	RONALD L PO BOX 57 WHITE SU	<b>'</b> 0		6S, MT 5	59645	0570
<b>Priority Date:</b>	MAY 31, 18	881				
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATIO	N				
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	: 4 - MODER	ATELY L	OW			
Maximum Acres:	135.00					
Source Name:	WOODS G	ULCH CF	REEK, S	SOUTH	FOR	K
Source Type:	SURF	ACE WA	TER			
Point of Diversion and I	Means of Div	ersion:				
<u>ID</u> <u>Govt I</u>		<u>Qtr Sec</u>	Sec	Twp		County
1 Period of Diversion			36 ED 15	9N	5E	MEAGHER
	HEADGAT					
Period of Use:	MAY 15 T0	ОСТОВ	ER 15			
Place of Use:						
ID Acres Govt I	ot	Qtr Sec	Sec	Twp	Rge	<u>County</u>
1 45.00	101	S2NE	<u>500</u> 25	<u>9N</u>		MEAGHER
2 90.00		SZINE	25 25	9N 9N		MEAGHER
Total: 135.00		02		0.1	02	
<b>10tal:</b> 135.00						

Page 2 of 2

#### 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.

201918-00 201919-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 39.03 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 179-167 , DATED 09/17/1979 , APPEARS TO INDICATE 42.59 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON SOUTH FORK WOODS GULCH CREEK WITH A PRIORITY DATE PREDATING CASE NO. 1511 MEAGHER 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:	41J 20192	20-00 STAT	EMENT OF CLAIN	Λ
	Version:	1 ORIGIN Status:	AL RIGHT WITHDRAWN	
Owners:		CREEK RD	INGS, MT 59645	
<b>Priority Date:</b>				
Enforceable Price	ority Date:			
Type of Historical Right	:			
Purpose (use):	IRRIGATIO	ON		
Flow Rate:				
Volume:				
Source Name:	UNNAMED	TRIBUTAR	Y OF WOODS GU	LCH CREEK, NORTH FORK
Point of Diversion and I	Means of Div	ersion:		
Period of Use:				
Place of Use:				

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 03/02/2007.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 20192	2 <b>1-00</b> STATE	MENT OF CLAI	M	
	Version:	1 ORIGINA Status:	L RIGHT <b>NITHDRAWN</b>		
		Status.			
Owners:		I CREEK RD	NGS, MT 59645		
Priority Date:					
Enforceable Price	ority Date:				
Type of Historical Right	:				
Purpose (use):	IRRIGATIO	ON			
Flow Rate:					
Volume:					
Source Name:	UNNAME	TRIBUTARY	OF WOODS GL	JLCH CREEK, NORTH FOR	K
Point of Diversion and N	Means of Div	version:			
Period of Use:					
Place of Use:					

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 03/02/2007.

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41J 201922-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
Priority Date:	MAY 23, 1903					
Type of Historical Right	: DECREED					
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	: 4 - MODERATELY LOW					
Maximum Acres:	125.00					
Source Name:	FREEMAN CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	Means of Diversion:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt I}$	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SENWSE 17 13N 3E MEAGHER					
	n: MAY 1 TO OCTOBER 15					
<b>Diversion Means:</b>	HEADGATE					
2	SWNWSW 17 13N 3E MEAGHER					
Diversion Means:	a: MAY 1 TO OCTOBER 15 HEADGATE					
Period of Use:	MAY 1 TO OCTOBER 15					

#### 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	74.00	SW	16	13N	3E MEAGHER
2	40.00	N2S2	17	13N	3E MEAGHER
3	11.00	N2	21	13N	3E MEAGHER
Total:	125.00				

#### 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.

201922-00 201923-00 201925-00 201928-00 201931-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/2007: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

USDA AERIAL PHOTOGRAPH NO(S). 279-91, 279-93 , DATED 09/18/1979 , APPEARS TO INDICATE 54.36 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 201923-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645				
Priority Date:	MAY 23, 1903				
Type of Historical Right	:USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	2.88 CFS				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 4 - MODERATELY LOW				
Maximum Acres:	76.00				
*Source Name:	SPRING, UNNAMED TRIBUTARY OF FREEMAN CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and M	Means of Diversion:				
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NENWNW 16 13N 3E MEAGHER				
Period of Diversion Diversion Means:	: MAY 1 TO OCTOBER 15 HEADGATE				
Period of Use:	MAY 1 TO OCTOBER 15				
Place of Use: ID Acres Govt I	Lot Qtr Sec Sec Twp Rge County				
1 76.00	W2 16 13N 3E MEAGHER				
Total: 76.00					

Page 2 of 2

#### 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.

201922-00 201923-00 201925-00 201928-00 201931-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/2007: FLOW RATE, PLACE OF USE, MAXIMUM ACRES, TYPE OF HISTORICAL 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 279-91, 279-116, DATED 09/18/1979, APPEARS TO INDICATE 23.35 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON AN UNNAMED TRIBUTARY OF FREEMAN CREEK WITH A PRIORITY DATE PREDATING CASE NO. 1729 MEAGHER 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:	41J 20192	2 <b>4-00</b> S	TATEN	IENT OF	- CLA	IM
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
<b>Priority Date:</b>	MAY 23, 1	MAY 23, 1903				
Type of Historical Right	al Right: USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	272.00 GP	M				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 4 - MODEF	RATELY L	OW			
Maximum Acres:	16.00					
Source Name:	SPRING, U	JNNAME	) TRIB	UTARY	OF F	REEMAN CREEK
Source Type:	SURI	FACE WA	TER			
Point of Diversion and I	Means of Div	version:				
ID Govt		<u>Qtr Sec</u> ENWSE	<u>Sec</u> 16	<u>Тwp</u> 13N		<u>County</u> MEAGHER
Period of Diversion			R 15			
<b>Diversion Means:</b>	HEADGA					
Period of Use:	MAY 1 TC	OCTOBE	R 15			
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	<u>County</u>
1 8.00		/2W2SE	16	13N	3E	MEAGHER
2 8.00	E	2SESW	16	13N	3E	MEAGHER
Total: 16.00						

Page 2 of 2

#### 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.

201924-00 201926-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/2007: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, TYPE OF HISTORICAL 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

USDA AERIAL PHOTOGRAPH NO(S). 279-91 , DATED 09/18/1979 , APPEARS TO INDICATE 7.28 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON AN UNNAMED TRIBUTARY OF FREEMAN CREEK WITH A PRIORITY DATE PREDATING CASE NO. 1729 MEAGHER 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:	<b>41J 201925-0</b> Version: 1		TEMENT O AL RIGHT		IM		
	St	atus:	ACTIVE				
Owners:	543 BIRCH CI	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
<b>Priority Date:</b>	MAY 1, 1891						
Type of Historical Right	DECREED						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	1.50 CFS						
*Volume:					RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.		
Climatic Area	4 - MODERAT	ELY LOW	/				
Maximum Acres:	125.00						
Source Name:	FREEMAN CR	REEK					
Source Type:	SURFAC	E WATE	२				
Point of Diversion and N	Ieans of Divers	ion:					
<u>ID</u> <u>Govt I</u>		<u>er Sec</u> <u>Se</u> WSE 1			<u>County</u> MEAGHER		
Period of Diversion	: MAY 1 TO OC	TOBER 1	5	-	-		
<b>Diversion Means:</b>	HEADGATE						
2	SWNV			3E	MEAGHER		
Period of Diversion		TOBER 1	5				
Diversion Means:	HEADGATE		-				
Period of Use:	MAY 1 TO OC	TOBER 1	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	74.00	SW	16	13N	3E MEAGHER
2	40.00	N2S2	17	13N	3E MEAGHER
3	11.00	N2	21	13N	3E MEAGHER
Total:	125.00				

#### 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.

201922-00 201923-00 201925-00 201928-00 201931-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/2007: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

USDA AERIAL PHOTOGRAPH NO(S). 279-91, 279-93 , DATED 09/18/1979 , APPEARS TO INDICATE 54.36 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.

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

#### **IMPORTANT NOTICE**

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

Water Right Nu	imber:	41J 20192	2 <b>6-00</b> S	TATEM		- CLA	IM
	۲.	Version:	1 ORI0	GINAL	RIGHT		
			Status:	AC	CTIVE		
Owners:	:	GALT RAN 543 BIRCH WHITE SU	I CREEK		GS, MT 5	59645	
<b>Priority Date:</b>	I	MAY 1, 1891					
Type of Histori	cal Right:	USE					
Purpose(use):	I	IRRIGATIC	DN				
Irrigatio	on Type:	FLOOD					
Flow Rate:	:	272.00 GP	М				
*Volume:							RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Clima	atic Area: 4	4 - MODEF	RATELY L	WO			
Maximum Acre	es:	16.00					
Source Name:		UNNAMED	TRIBUT	ARY C	OF FREE	MAN	CREEK
Source Type	e:	SURF	FACE WA	TER			
Point of Divers	ion and M	eans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lo</u>		<u>Qtr Sec</u> ESENW	<u>Sec</u> 16	<u>Twp</u> 13N		<u>County</u> MEAGHER
		MAY 1 TO		R 15			
<b>Diversion</b>	Means:	HEADGAT	Ē				
Period of Use:		MAY 1 TO	OCTOBE	ER 15			
Place of Use:							
<u>ID</u> <u>Acr</u>	<u>es</u> <u>Govt Lo</u>	<u>ot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1 8.0	00	W	2W2SE	16	13N	3E	MEAGHER
2 8.0	00	E	2SESW	16	13N	3E	MEAGHER
Total: 16.0	00						

Page 2 of 2

#### 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.

201924-00 201926-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/2007: SOURCE, POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, TYPE OF HISTORICAL 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 279-91, 279-116, DATED 09/18/1979, APPEARS TO INDICATE 7.28 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON AN UNNAMED TRIBUTARY OF FREEMAN CREEK WITH A PRIORITY DATE PREDATING CASE NO. 1729 MEAGHER 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:	41J 20192 Version:	1 ORIGIN	
		Status:	WITHDRAWN
Owners:		CREEK RD	INGS, MT 59645
Priority Date:			
Enforceable Price	ority Date:		
Type of Historical Right	:		
Purpose (use):	IRRIGATIO	N	
Flow Rate:			
Volume:			
Source Name:	SPRING, U	NNAMED T	RIBUTARY OF FREEMAN CREEK
Point of Diversion and M	<b>Jeans of Div</b>	ersion:	
Period of Use:			
Place of Use:			

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 03/02/2007.

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

#### **IMPORTANT NOTICE**

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

Water Right Num	
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
_	
Owners:	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645
<b>Priority Date:</b>	MAY 23, 1903
Type of Historical	Right: DECREED
Purpose(use):	IRRIGATION
<b>Irrigation</b>	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.
Climatio	c Area: 4 - MODERATELY LOW
Maximum Acres:	125.00
Source Name:	FREEMAN CREEK
Source Type:	SURFACE WATER
Point of Diversion	n and Means of Diversion:
	Govt Lot Otr Sec Sec Twp Rge County
1	SENWSE 17 13N 3E MEAGHER
Diversion Me	version: MAY 1 TO OCTOBER 15 eans: HEADGATE
2	SWNWSW 17 13N 3E MEAGHER
—	
Period of Div	resion: MAY 1 TO OCTOBER 15
Period of Div Diversion Me	version: MAY 1 TO OCTOBER 15 eans: HEADGATE

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>
1	74.00	SW	16	13N	3E MEAGHER
2	40.00	N2S2	17	13N	3E MEAGHER
3	11.00	N2	21	13N	3E MEAGHER
Total:	125.00				

#### 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.

201922-00 201923-00 201925-00 201928-00 201931-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/2007: PLACE OF USE, MAXIMUM ACRES.

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 06/06/2007.

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

USDA AERIAL PHOTOGRAPH NO(S). 279-91, 279-93 , DATED 09/18/1979 , APPEARS TO INDICATE 54.36 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:	41J 20192	9-00 STAT	EMENT OF CLAIM			
	Version:	1 ORIGIN				
		Status:	WITHDRAWN			
Owners:		CREEK RD	INGS, MT 59645			
<b>Priority Date:</b>						
Enforceable Price	Enforceable Priority Date:					
Type of Historical Right	:					
Purpose (use):	IRRIGATIO	N				
Flow Rate:						
Volume:						
Source Name:	SPRING, U	NNAMED T	RIBUTARY OF FREEMAN CREEK			
Point of Diversion and M	leans of Dive	ersion:				
Period of Use:						
Place of Use:						

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 03/02/2007.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 20193	0-00 STAT	EMENT OF CLAIM
	Version:	1 ORIGIN	
		Status:	WITHDRAWN
Owners:		CREEK RD	INGS, MT 59645
Priority Date:			
Enforceable Price	ority Date:		
Type of Historical Right	:		
Purpose (use):	IRRIGATIC	N	
Flow Rate:			
Volume:			
Source Name:	SPRING, U	INNAMED T	RIBUTARY OF FREEMAN CREEK
Point of Diversion and N	Aeans of Div	ersion:	
Period of Use:			
Place of Use:			

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 03/02/2007.

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

#### **IMPORTANT NOTICE**

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Water Right Numb	
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645
<b>Priority Date:</b>	MAY 1, 1888
Type of Historical I	Right: DECREED
Purpose(use):	IRRIGATION
Irrigation T	Type: FLOOD
Flow Rate:	1.25 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic .	Area: 4 - MODERATELY LOW
Maximum Acres:	125.00
Source Name:	FREEMAN CREEK
Source Type:	SURFACE WATER
Point of Diversion	and Means of Diversion:
<u>ID</u> <u>G</u>	and Means of Diversion: <u>Govt Lot Qtr Sec Sec Twp Rge County</u>
<u>ID</u> <u>G</u>	and Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSE 17 13N 3E MEAGHER
ID G 1 Period of Dive	and Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSE 17 13N 3E MEAGHER ersion: MAY 1 TO OCTOBER 15
<u>ID</u> <u>G</u> 1 Period of Dive Diversion Mea	and Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSE 17 13N 3E MEAGHER ersion: MAY 1 TO OCTOBER 15 ans: HEADGATE
ID G 1 Period of Dive Diversion Mea 2	and Means of Diversion:Govt LotQtr SecSecTwpRgeCountySENWSE1713N3EMEAGHERersion: MAY 1 TO OCTOBER 15ans:HEADGATESWNWSW1713N3EMEAGHER
ID G 1 Period of Dive Diversion Mea 2	and Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSE 17 13N 3E MEAGHER ersion: MAY 1 TO OCTOBER 15 ans: HEADGATE SWNWSW 17 13N 3E MEAGHER ersion: MAY 1 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	74.00	SW	16	13N	3E MEAGHER
2	40.00	N2S2	17	13N	3E MEAGHER
3	11.00	N2	21	13N	3E MEAGHER
Total:	125.00				

#### Remarks:

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201922-00 201923-00 201925-00 201928-00 201931-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/2007: FLOW RATE, PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

USDA AERIAL PHOTOGRAPH NO(S). 279-91, 279-93 , DATED 09/18/1979 , APPEARS TO INDICATE 54.36 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.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 20193	2-00 STAT	EMENT OF CLAIM
	Version:	1 ORIGIN	AL RIGHT
		Status:	WITHDRAWN
Owners:		CREEK RD	INGS, MT 59645
Priority Date:			
Enforceable Price	ority Date:		
Type of Historical Right	:		
Purpose (use):	IRRIGATIO	N	
Flow Rate:			
Volume:			
Source Name:	SPRING, U	NNAMED T	RIBUTARY OF FREEMAN CREEK
Point of Diversion and N	leans of Dive	ersion:	
Period of Use:			
Place of Use:			

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 03/02/2007.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 20193 Version:	<b>3-00</b> STAT 1 ORIGIN	EMENT OF CLAIM AL RIGHT
		Status:	WITHDRAWN
Owners:		CREEK RD	INGS, MT 59645
Priority Date:			
Enforceable Price	ority Date:		
Type of Historical Right	:		
Purpose (use):	IRRIGATIO	N	
Flow Rate:			
Volume:			
Source Name:	SPRING, U	NNAMED T	RIBUTARY OF FREEMAN CREEK
Point of Diversion and N	<b>Jeans of Div</b>	ersion:	
Period of Use:			
Place of Use:			

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 03/02/2007.

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

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 202076-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	MONTANA HORSE CO 3718 US HWY 12 WHITE SULPHUR SPRINGS, MT 59645					
Priority Date:	MAY 31, 1915					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
*Flow Rate:	2.36 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.					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 4 - MODERATELY LOW					
Maximum Acres:	62.40					
Source Name:	GEIS CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	Point of Diversion and Means of Diversion:					
ID Govt I	Lot <u>Otr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNW 27 11N 8E MEAGHER					
	: MAY 1 TO SEPTEMBER 10					
<b>Diversion Means:</b>	HEADGATE					
Period of Use:	MAY 1 TO SEPTEMBER 10					

DECEMBER 16, 2010 41J 202076-00

Page 2 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>
1	22.20	W2W2	27	11N	8E MEAGHER
2	40.20	E2	28	11N	8E MEAGHER
Total:	62.40				

#### 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.

197879-00 202076-00 202079-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/04/2007: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. AS OF 05/10/2007 MONTANA CADASTRAL RECORDS INDICATE THAT PART OF THE PLACE OF USE IS OWNED BY SMITH RIVER WILDERNESS RANCH, AD% LFC CAPITAL, CHICAGO, IL 60601.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-17 , DATED 09/18/1979 , 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." DECEMBER 16, 2010 41J 202076-00 Page 3 of 3

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 202077-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645			
	MONTANA HORSE CO 3718 US HWY 12 WHITE SULPHUR SPRINGS, MT 59645 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, 1883			
Type of Historical Right	: DECREED			
Purpose(use):	IRRIGATION			
Irrigation Type: FLOOD				
Flow Rate:	1.13 CFS			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area: 4 - MODERATELY LOW				
Maximum Acres:	67.40			
Source Name:	STUDHORSE CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
ID Govt 1				
1	NWSWSW 33 11N 8E MEAGHER			
Period of Diversion: MAY 1 TO SEPTEMBER 10				
	HEADGATE			
Period of Use:	MAY 1 TO SEPTEMBER 10			

DECEMBER 16, 2010 41J 202077-00

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	67.40	W2	4	10N	8E MEAGHER
Total:	67.40				

#### 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.

197872-00 197878-00 202077-00 202078-00

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 SMITH RIVER BASIN 41J 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:	41J 202078-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	BAR Z RANCH INC 122 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
	MONTANA HORSE CO 3718 US HWY 12 WHITE SULPHUR SPRINGS, MT 59645 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.					
Priority Date:	APRIL 30, 1888					
Type of Historical Right	: DECREED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	1.88 CFS					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area: 4 - MODERATELY LOW						
Maximum Acres:	67.40					
Source Name:	STUDHORSE CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
$\frac{\mathbf{ID}}{1}$ Govt 1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWNW 4 10N 8E MEAGHER					
Period of Diversion: MAY 1 TO SEPTEMBER 10 Diversion Means: HEADGATE						

DECEMBER 16, 2010 41J 202078-00 Page 2 of 3

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

ID	<u>Govt I</u>	<u>.ot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
2		N	WNESW	4	10N	8E	MEAGHER
Perio	od of Diversion	: MAY 1 TC	) SEPTEM	BER 10	C		
Dive	rsion Means:	HEADGA	TE				
3		NV	VSWSW	33	11N	8E	MEAGHER
Period of Diversion: MAY 1 TO SEPTEMBER 10							
<b>Diversion Means:</b>		HEADGA	TE				
Period of Use:		MAY 1 TC	) SEPTEM	IBER 10	C		
Place of Use:							
ID	<u>Acres</u> <u>Govt L</u>	ot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1	67.40		W2	4	10N	8E	MEAGHER

Total: 67.40

#### 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.

197872-00 197878-00 202077-00 202078-00

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 01/04/2007.

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." DECEMBER 16, 2010 41J 202078-00 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:	41J 202079-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	MONTANA HORSE CO 3718 US HWY 12 WHITE SULPHUR SPRINGS, MT 59645		
Priority Date:	MAY 31, 1915		
Type of Historical Right	: FILED		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
*Flow Rate:	2.36 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.		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 4 - MODERATELY LOW		
Maximum Acres:	62.40		
Source Name:	UNNAMED TRIBUTARY OF GEIS CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and N	Point of Diversion and Means 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> SWSWSW 22 11N 8E MEAGHER		
	: MAY 1 TO SEPTEMBER 10		
<b>Diversion Means:</b>	HEADGATE		
Period of Use:	MAY 1 TO SEPTEMBER 10		

DECEMBER 16, 2010

41J 202079-00 Page 2 of 3

#### 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	22.20	W2W2	27	11N	8E MEAGHER
2	40.20	E2	28	11N	8E MEAGHER
Total:	62.40				

### 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.

197879-00 202076-00 202079-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/04/2007: PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. AS OF 05/10/2007 MONTANA CADASTRAL RECORDS INDICATE THAT PART OF THE PLACE OF USE IS OWNED BY SMITH RIVER WILDERNESS RANCH, AD% LFC CAPITAL, CHICAGO IL 60601.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 279-17 , DATED 9/18/1979 , 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." DECEMBER 16, 2010 41J 202079-00 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:	41J 202258	<b>8-00</b> S <sup>-</sup>	TATEM	IENT OI	F CLA	IM
	Version:	1 ORIO	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	ELIZABETH 2121 EDEN GREAT FAI	RD	-			
	JAMES R G 2121 EDEN GREAT FAI	RD				
<b>*Priority Date:</b>	DECEMBER	२ ३१, १९३	8			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
Flow Rate:	25.00 GPM					
*Volume:	STOCK WA	TERING	PURP	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, U	NNAMED	) TRIB	UTARY	OF R	OCKY COULEE
Source Type:	GROU	INDWAT	ER			
*Point of Diversion and I	Means of Dive	ersion:				
$\frac{\text{ID}}{1}$ Govt		<u>Qtr Sec</u> SENW	<u>Sec</u> 25	<u>Twp</u> 17N		County CASCADE
Period of Diversion	_	-		17 IN	ა⊏	CASCADE
Diversion Means:	DEVELOP	-				
Period of Use:	MAY 1 TO	FEBRUA	RY 1			
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	SE	SENW	25	17N	3E	CASCADE

Page 2 of 2

#### Remarks:

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 12/05/2005.

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."

Period of Use:

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 202259-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE	
Owners:	ELIZABETH R GRANGER 2121 EDEN RD GREAT FALLS, MT 59405	
	JAMES R GRANGER 2121 EDEN RD GREAT FALLS, MT 59405	
*Priority Date:	DECEMBER 31, 1938	
Type of Historical Righ	t: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	SPRING, UNNAMED TRIBUTARY OF ROCKY COULEE	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
$\frac{\text{ID}}{1}$ Govt		
•	SWSWNW 25 17N 3E CASCADE n: MAY 1 TO FEBRUARY 1	
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE	

MAY 1 TO FEBRUARY 1

DECEMBER 16, 2010 41J 202259-00

Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		SWSWNW	25	17N	3E CASCADE

#### **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 SMITH RIVER BASIN 41J 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:	41J 202260-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JOHN H SNIDER 708 W WASH LEWISTOWN, MT 59457
<b>*Priority Date:</b>	DECEMBER 31, 1954
Type of Historical Right	:USE
Purpose(use):	MINING
Flow Rate:	75.00 GPM
*Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
*Source Name:	MINERS CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge County</u> W2W2NW 26 14N 4E MEAGHER
Period of Diversion Diversion Means:	: JUNE 1 TO DECEMBER 1 HEADGATE
Period of Use:	JUNE 1 TO DECEMBER 1
Place of Use:	
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	W2W2NW 26 14N 4E MEAGHER

#### **Remarks:**

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

41J 202260-00 Page 2 of 2

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON USDA FOREST SERVICE 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:	41J 202261-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE	
	Late Claim: A	
Owners:	MORTAG RANCH CO 1463 MILLEGAN RD GREAT FALLS, MT 59405	
Priority Date:	MAY 13, 1899	
	CLAIM FILED LATE 05/03/82 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL FEDERAL AND INDIAN RESERVED WATER RIGHTS.	
Type of Historical Right	: FILED	
Purpose(use):	IRRIGATION	
Irrigation Type:	FLOOD	
Flow Rate:	336.00 GPM	
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.	
Climatic Area	: 4 - MODERATELY LOW	
Maximum Acres:	20.00	
*Source Name:	HOUND CREEK, EAST FORK	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
IDGovt I1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWSW 32 15N 1E CASCADE	
Period of Diversion Diversion Means:	I: MAY 1 TO NOVEMBER 1 HEADGATE	
Period of Use:	MAY 1 TO NOVEMBER 1	

DECEMBER 16, 2010 41J 202261-00

Page 2 of 2

Place	of	Use:
-------	----	------

<u>ID</u>	Acres Govt Lot	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u> <u>County</u>
1	20.00	W2W2	32	15N	1E CASCADE
Total:	20.00				

#### **Remarks:**

THE FLOW RATE AND ACRES IRRIGATED WAS AMENDED BY THE CLAIMANT ON 07/25/2006.

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:	41J 203831-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	JEROME D REARDEN JR 32 S EDEN RD GREAT FALLS, MT 59405
*Priority Date:	DECEMBER 31, 1948
Type of Historical Right	:USE
Purpose(use):	DOMESTIC
Flow Rate:	5.00 GPM
Volume:	1.50 AC-FT
Households:	1
Maximum Acres:	0.25
*Source Name:	SPRING, UNNAMED TRIBUTARY OF BOSTON COULEE
Source Type:	GROUNDWATER
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> SWNWNW 18 17N 4E CASCADE
	I: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
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 0.25	SWNWNW 18 17N 4E CASCADE
<b>Total:</b> 0.25	

Page 2 of 2

#### Remarks:

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

203831-00 203833-00

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	41J 203832-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JEROME D REARDEN JR 32 S EDEN RD GREAT FALLS, MT 59405
*Priority Date:	DECEMBER 31, 1900
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	3.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> <u>Govt I</u>	
1	NESWSW 13 17N 3E CASCADE
Period of Diversion Diversion Means:	: MAY 1 TO NOVEMBER 1 WELL
Period of Use:	MAY 1 TO NOVEMBER 1
Place of Use:	
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	NESWSW 13 17N 3E CASCADE

**Remarks:** 

41J 203832-00

Page 2 of 2

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:	41J 203833-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JEROME D REARDEN JR 32 S EDEN RD GREAT FALLS, MT 59405
*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:	SPRING, UNNAMED TRIBUTARY OF BOSTON COULEE
Source Type:	GROUNDWATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SWNWNW 18 17N 4E CASCADE
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 PUMP
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	SWNWNW 18 17N 4E CASCADE

Page 2 of 2

#### Remarks:

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

203831-00 203833-00

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	41J 204458-00	STATEMENT OF CLAIM
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Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

JAMES B WHITE 3829 BIRDSEYE RD HELENA, MT 59602 9409

JAMES L WHITE PO BOX 1263 HELENA, MT 59624 1263

### **Priority Date:**

Enforceable Priority Date:

**Type of Historical Right:** 

Purpose (use): MINING

Flow Rate:

Volume:

Source Name: THOMAS 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 03/27/2006.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 205089-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE									
Owners:	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436									
*Priority Date:	JUNE 30, 1904									
Type of Historical Right	Type of Historical Right: USE									
Purpose(use):	DOMESTIC									
Flow Rate:	20.00 GPM									
Volume:	1.50 AC-FT									
Households:	1									
Maximum Acres:	0.25									
*Source Name:	SPRING, UNNAMED TRIBUTARY OF EAGLE CREEK									
Source Type:	SURFACE WATER									
Point of Diversion and I	Means of Diversion:									
<u>ID</u> <u>Govt l</u>										
1	SENWSE 26 13N 5E MEAGHER									
	a: JANUARY 1 TO DECEMBER 31 UNDEVELOPED SPRING									
Period of Use:	JANUARY 1 TO DECEMBER 31									
Period of Use:	JANGART TTO DECEMBER 31									
Place of Use:										
ID <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>									
1 0.25	SWNWSE 26 13N 5E MEAGHER									
<b>Total:</b> 0.25										

**Remarks:** 

41J 205089-00

Page 2 of 2

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."

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Water Right Number:	41J 20509	<b>0-00</b> S	TATEN	IENT OF	- CLA	IM		
	Version:	Version: 1 ORIGINAL RIGHT						
		Status:	AC	CTIVE				
Owners:	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436							
*Priority Date:	JULY 31, 1	927						
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 E	AGLE CREEK		
Source Type:	SURFACE WATER							
Point of Diversion and I	Means of Dive	ersion:						
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	<u>Twp</u>		County		
1 Period of Diversion		WNESE	35 . D	13N	5E	MEAGHER		
Diversion Means:				M SOUI	RCE			
Period of Use:	: LIVESTOCK DIRECT FROM SOURCE MAY 1 TO OCTOBER 1							
Place of Use:								
ID Acres Govt 1	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1	N	WNESE	35	13N	5E	MEAGHER		

41J 205090-00

Page 2 of 2

#### Remarks:

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

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

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### **IMPORTANT NOTICE**

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Water Right Number:	41J 20509	9 <b>1-00</b> S	TATEM	IENT OF	- CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436						
*Priority Date:	JULY 31, 1	927					
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	JNNAME	) TRIB	UTARY	OF J	ACK CREEK	
Source Type:	SURFACE WATER						
*Point of Diversion and I	Means of Div	version:					
$\frac{\mathbf{ID}}{1}$ Govt		<u>Qtr Sec</u> WSWSE	<u>Sec</u> 25	<u>Тwp</u> 13N		<u>County</u> MEAGHER	
Period of Diversion: MAY 1 TO SEPTEMBER 30 Diversion Means: LIVESTOCK DIRECT FROM SOURCE							
Period of Use:	MAY 1 TC	SEPTEM	IBER 3	0			
Place of Use:							
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	S	WSWSE	25	13N	5E	MEAGHER	

Page 2 of 2

#### **Remarks:**

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

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### **IMPORTANT NOTICE**

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Water Right Number:	41J 2050	9 <b>2-00</b> S	TATEN		- CLA	IM		
	Version:	Version: 1 ORIGINAL RIGHT						
		Status:	AC	CTIVE				
Owners:	PO BOX 4	CRUZ RANCHES INC PO BOX 431436 MIAMI, FL 33143 1436						
*Priority Date:	JULY 31,	1927						
Type of Historical Righ	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	CONSIST: DITCH SY	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,	UNNAMEI		BUTARY	OF E	AGLE CREEK		
Source Type:	SURFACE WATER							
Point of Diversion and	Means of Div	version:						
$\frac{\text{ID}}{1}$ Govt		<u>Qtr Sec</u> IESESW	<u>Sec</u> 28	<u>Тwp</u> 13N		<u>County</u> MEAGHER		
Period of Diversio				ISIN	JL	MEAGHER		
Diversion Means:	LIVESTO			M SOUI	RCE			
Period of Use:	MAY 1 TC	OCTOBE	ER 31					
Place of Use:								
ID <u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1	Ν	IESESW	28	13N	5E	MEAGHER		

41J 205092-00

Page 2 of 2

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/14/2009: 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.

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### **IMPORTANT NOTICE**

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Water Right Number:	41J 20509	<b>3-00</b> S	TATEM	IENT OF	- CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436						
*Priority Date:	JULY 31, 1	927					
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, l	JNNAME	) TRIE	UTARY	OF S	HEEP CREEK	
Source Type:	SURI	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		NSESW	35 	13N	5E	MEAGHER	
Diversion Means:	LIVESTO			M SOUI	RCE		
Period of Use:	MAY 1 TO	OCTOBE	R 1				
Place of Use:							
ID Acres Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	N	NSESW	35	13N	5E	MEAGHER	

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 20509	9 <b>4-00</b> S	TATEN	IENT OF	- CLA	IM	
	Version:	1 ORI	GINAL	RIGHT			
		Status:	AC	CTIVE			
Owners:	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436						
*Priority Date:	JULY 31, <sup>2</sup>	1927					
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, I	JNNAME	D TRIE	BUTARY	OF B	RIDGE CREEK	
Source Type:	SUR	FACE WA	TER				
Point of Diversion and	Means of Div	version:					
IDGovt1		<u>Qtr Sec</u> VSWNW	<u>Sec</u> 34	<u>Twp</u> 13N		<u>County</u> MEAGHER	
Period of Diversion							
<b>Diversion Means:</b>	LIVESTO		-	M SOUP	RCE		
Period of Use:	MAY 1 TC	OCTOBE	ER 31				
Place of Use:							
ID Acres Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	NV	VSWNW	34	13N	5E	MEAGHER	

41J 205094-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE SPRING 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.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 20509	<b>5-00</b> S <sup>-</sup>	TATEN	IENT OF	CLA	IM		
	Version:	1 ORIO	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	PO BOX 43	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436						
*Priority Date:	JULY 31, 1	927						
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	INNAME	D TRIE	BUTARY	OF B	RIDGE CREEK		
Source Type:	SURF	ACE WA	TER					
Point of Diversion and I	Means of Dive	ersion:						
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$		<u>Qtr Sec</u> NWSW	<u>Sec</u> 27	<u>Тwp</u> 13N		<u>County</u> MEAGHER		
Period of Diversion								
<b>Diversion Means:</b>	LIVESTOC			M SOUP	RCE			
Period of Use:	MAY 1 TO	OCTOBE	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	NW	NWSW	27	13N	5E	MEAGHER		

41J 205095-00

Page 2 of 2

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41J 205096-0	0 STATE	MENT O	F CLA	IM			
	Version: 1	- ORIGINAI	RIGHT					
	St	atus: A	CTIVE					
Owners:	PO BOX 4314	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436						
*Priority Date:	JULY 31, 192 <sup>-</sup>	7						
Type of Historical Right	nt: USE							
Purpose(use):	STOCK							
*Flow Rate:	CONSISTS O DITCH SYSTE	STOCK D	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	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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, UNI	IAMED TRI	BUTARY	OF J	ACK CREEK			
Source Type:	SURFAC	E WATER						
Point of Diversion and	Means of Divers	on:						
<u>ID</u> <u>Govt</u>	<u> </u>	r Sec Sec	Twp		County			
1	SWN		13N	6E	MEAGHER			
Period of Diversio Diversion Means:				RCE				
Period of Use:	MAY 1 TO SE			NOL				
			00					
Place of Use: ID Acres Govt	Lot Of	r Saa Saa	Twn	Rae	County			
		<u>r Sec</u> <u>Sec</u>	<u>Twp</u>		County			
1	SWN	NSE 30	13N	6E	MEAGHER			

41J 205096-00

Page 2 of 2

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON USDA FOREST SERVICE 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:	41J 205097	<b>7-00</b> S	TATEM	IENT OF	CLA	IM	
	Version:	1 ORIO	GINAL	RIGHT			
		Status:	AC	TIVE			
Owners:	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436						
<b>*Priority Date:</b>	JULY 31, 19	)27					
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, UI	NNAMED	) TRIB	UTARY	OF J	ACK CREEK	
Source Type:	SURF	ACE WA	TER				
Point of Diversion and I	Aeans of Dive	rsion:					
<u>ID</u> <u>Govt l</u>		Qtr Sec	Sec	<u>Twp</u>		County	
1 Period of Diversion		SWSE	30 DED 20	13N	6E	MEAGHER	
Diversion Means:	LIVESTOC				RCF		
Period of Use:	MAY 1 TO S				.02		
Place of Use:	-		-				
<u>ID Acres Govt I</u>	Lot	Qtr Sec	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1	NE	SWSE	30	13N		MEAGHER	

Page 2 of 2

### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 205098	<b>3-00</b> S <sup>-</sup>	TATEM	IENT OF	- CLA	IM
	Version:	1 ORIO	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	TOBACCO PO BOX 43 MIAMI, FL 3	1436	-	'E LLC		
*Priority Date:	JULY 31, 19	927				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO	CK DR IE 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	NNAMED	) TRIB	UTARY	OF S	HEEP CREEK
Source Type:	SURF	ACE WA	TER			
Point of Diversion and	Means of Dive	ersion:				
ID Govt		<u>Qtr Sec</u> ESENE	<u>Sec</u> 3	<u>Twp</u> 12N	<u> </u>	<u>County</u> MEAGHER
Period of Diversion						
<b>Diversion Means:</b>	LIVESTOC				RCE	
Period of Use:	MAY 1 TO	SEPTEM	BER 3	0		
Place of Use:						
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County
1	N	ESENE	3	12N	5E	MEAGHER

41J 205098-00

Page 2 of 2

### **Remarks:**

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

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	41J 20509	<b>99-00</b> S	TATEM	IENT OF	- CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	TOBACCC PO BOX 4 MIAMI, FL	31436		/E LLC		
*Priority Date:	JULY 31, 1	927				
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, l	JNNAME	) TRIB	UTARY	OF S	HEEP CREEK
Source Type:	SURI	FACE WA	TER			
*Point of Diversion and I	Means of Div	version:				
$\frac{ID}{1}$ Govt		<u>Qtr Sec</u> ESENW	<u>Sec</u> 1	<u>Twp</u> 12N		<u>County</u> MEAGHER
Period of Diversion Diversion Means:	HAY 1 TO LIVESTO				RCE	
Period of Use:	MAY 1 TO	SEPTEM	IBER 3	0		
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	N	ESENW	1	12N	5E	MEAGHER

Page 2 of 2

### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:	41J 205100-00	STATE	MENT O	F CLA	IM	
	Version: 1	ORIGINAL	RIGHT			
	Sta	tus: A	CTIVE			
Owners:	TOBACCO RO PO BOX 43143 MIAMI, FL 3314	6	VE LLC			
*Priority Date:	JULY 31, 1927					
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS OF DITCH SYSTE	STOCK D	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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING, UNN	MED TRI	BUTARY	OF S	HEEP CREEK	
Source Type:	SURFAC	WATER				
Point of Diversion and	Means of Diversion	n:				
<u>ID</u> <u>Govt</u>		<u>Sec</u> <u>Sec</u>	Twp		County	
1	SWNW		12N	5E	MEAGHER	
Period of Diversion Diversion Means:	LIVESTOCK D			DCE		
Period of Use:	MAY 1 TO SEI			NUE		
	MAT I TO SEI		50			
Place of Use:		G., G	Τ	<b>D</b> -	Course to	
ID Acres Govt		Sec Sec	<u>Twp</u>		<u>County</u>	
1	SWNW	NW 2	12N	5E	MEAGHER	

Page 2 of 2

#### **Remarks:**

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

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 205101-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436				
*Priority Date:	JUNE 19, 1893				
	CASE NO. 2408 , MEAGHER COUNTY DECREES A RIGHT OF 6TH USE				
Type of Historical Right	: DECREED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	1.63 CFS				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area:	: 4 - MODERATELY LOW				
Maximum Acres:	169.00				
*Source Name:	PARK CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS MURRAY CREEK.				
Point of Diversion and M	Aeans of Diversion:				
<u>ID</u> <u>Govt I</u>					
1	SWNWNW 26 13N 5E MEAGHER				
	: MAY 1 TO SEPTEMBER 30 HEADGATE				
Ditch Name:	WALTER BUCKINGHAM DITCH				
Period of Use:	MAY 1 TO SEPTEMBER 30				

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	23.00	SW	26	13N	5E MEAGHER
2	54.00	S2	27	13N	5E MEAGHER
3	5.00	NENE	33	13N	5E MEAGHER
4	87.00		34	13N	5E MEAGHER
Total:	169.00				

#### **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.

205101-00 205102-00 205103-00 205104-00

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:	<b>41J 205102-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436				
*Priority Date:	JUNE 30, 1904				
	CASE NO. 2408 , MEAGHER COUNTY DECREES A RIGHT OF 9TH USE				
Type of Historical Right	Type of Historical Right: DECREED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	3.75 CFS				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 4 - MODERATELY LOW				
*Maximum Acres:	266.00				
Source Name:	EAGLE CREEK, NORTH FORK				
Source Type:	SURFACE WATER				
Source Name:	EAGLE CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Means 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> SWNESE 23 13N 5E MEAGHER				
Source Name:	EAGLE CREEK, NORTH FORK				
	: MAY 1 TO SEPTEMBER 30				
<b>Diversion Means:</b>	HEADGATE				
Ditch Name:	WALTER BUCKINGHAM DITCH				

DECEMBER 16, 2010 41J 205102-00 Page 2 of 3

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

ID	Govt L	ot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
2			SWSENE	34	13N	5E	MEAGHER
Source	Name:	EAGLE	CREEK				
Period of	of Diversion:	MAY 1	TO SEPTEM	BER 3	0		
Diversio	on Means:	HEADG	SATE				
Ditch N	ame:	WALTE	R BUCKING	HAM D	NTCH		
Period of Us	e:	MAY 1	TO SEPTEM	BER 3	0		

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>
1	55.00	W2	26	13N	5E MEAGHER
2	54.00	S2	27	13N	5E MEAGHER
3	5.00	NENE	33	13N	5E MEAGHER
4	152.00		34	13N	5E MEAGHER
Total:	266.00				

#### **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.

205101-00 205102-00 205103-00 205104-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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

THE CLAIMED SOURCE MAY BE QUESTIONABLE. THE SOURCE DESCRIBED IN CASE NO. 2403 , MEAGHER COUNTY, IS INCONSISTENT WITH THE SOURCE AT THE CLAIMED POINT OF DIVERSION.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 205102-00 Page 3 of 3

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 205103-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436				
*Priority Date:	JUNE 19, 1890				
	CASE NO. 2408 , MEAGHER COUNTY DECREES A RIGHT OF 4TH USE				
Type of Historical Right					
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:	: 4 - MODERATELY LOW				
Maximum Acres:	306.00				
Source Name:	EAGLE CREEK, EAST FORK				
Source Type:	SURFACE WATER				
*Point of Diversion and N	Aeans of Diversion:				
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NENWSE 24 13N 5E MEAGHER				
	: MAY 1 TO SEPTEMBER 30				
Diversion Means:	HEADGATE				
Ditch Name:					
2	NESENE 26 13N 5E MEAGHER				
Diversion Means:	: MAY 1 TO SEPTEMBER 30 HEADGATE				
Ditch Name:	WALTER BUCKINGHAM DITCH				
Period of Use:					

#### **Place of Use:**

<u>ID</u>	Acres Gov	t Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	10.00		E2SE	23	13N	5E	MEAGHER
2	150.00			26	13N	5E	MEAGHER
3	54.00		S2	27	13N	5E	MEAGHER
4	5.00		NENE	33	13N	5E	MEAGHER
5	87.00			34	13N	5E	MEAGHER
Total:	306.00						

#### **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.

205101-00 205102-00 205103-00 205104-00

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 SMITH RIVER BASIN 41J 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:	41J 205104-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	TOBACCO ROOT RESERVE LLC PO BOX 431436 MIAMI, FL 33143 1436					
*Priority Date:	JUNE 19, 1890					
Type of Historical Right	: DECREED					
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:	Climatic Area: 4 - MODERATELY LOW					
Maximum Acres:	169.00					
*Source Name:	PARK CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS MURRAY CREEK.					
Point of Diversion and M	Aeans of Diversion:					
ID Govt I						
·	SWNWNW 26 13N 5E MEAGHER					
	: MAY 1 TO SEPTEMBER 30					
Diversion Means: Ditch Name:	HEADGATE WALTER BUCKINGHAM DITCH					
Period of Use:	MAY 1 TO SEPTEMBER 30					
remod of Use:	WAT I TO SEFTEWDER 30					

**Place of Use:** 

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	23.00	W2	26	13N	5E	MEAGHER
2	54.00	S2	27	13N	5E	MEAGHER
3	5.00	NENE	33	13N	5E	MEAGHER
4	87.00	N2	34	13N	5E	MEAGHER
Total:	169.00					

#### **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.

205101-00 205102-00 205103-00 205104-00

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:	41J 205105-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE		
Owners:	HALMES LIVESTOCK CO 2175 LINGSHIRE RD WHITE SULPHUR SPRINGS, MT 59645		
Priority Date:	APRIL 1, 1888		
Type of Historical Right	: DECREED		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	282.74 GPM		
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.		
Climatic Area	: 4 - MODERATELY LOW		
Maximum Acres:	32.00		
Source Name:	WALKER CREEK		
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> NENWNW 20 11N 4E MEAGHER		
Period of Diversion: APRIL 15 TO AUGUST 15			
<b>Diversion Means:</b>	HEADGATE		
2	SWSWSE 20 11N 4E MEAGHER		
	APRIL 15 TO AUGUST 15		
Diversion Means:	HEADGATE		
Period of Use:	APRIL 15 TO AUGUST 15		

### 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	6.00	SENE	20	11N	4E MEAGHER
2	4.00	SWNE	20	11N	4E MEAGHER
3	4.00	NESE	20	11N	4E MEAGHER
4	18.00	NWSE	20	11N	4E MEAGHER
Total:	32.00				

### **Remarks:**

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 09/11/2008.

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:	41J 205106-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	CANDACE T MILLER 208 W PARK ST LIVINGSTON, MT 59047
	RALPH K MILLER 208 W PARK ST LIVINGSTON, MT 59047
Priority Date:	AUGUST 1, 1913
Type of Historical Right	DECREED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	2.50 CFS
Volume:	356.00 AC-FT
Climatic Area:	4 - MODERATELY LOW
Maximum Acres:	110.00
Source Name:	WALKER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Aeans of Diversion:
ID Govt I	
1	SENWNW 20 11N 4E MEAGHER
	: JANUARY 1 TO DECEMBER 31
Diversion Means: Ditch Name:	DAM STOYANOFF DITCH

DECEMBER 16, 2010 41J 205106-00 Page 2 of 3

*R	eservoir: ONS	STREAM					
	<u>Govt I</u>		<u>Qtr Sec</u> ENWNW	<u>Sec</u> 20	<u>Twp</u> 11N	<u>Rge</u> 4E	<u>County</u> MEAGHER
	Diversion to R	eservoir:	DIVERS	SION # 1			
	Dam Height:		18.50	FEET			
	Depth:		16.00	FEET			
	Surface Area:		3.50	ACRES			
	Capacity:		22.40	ACRE-F	EET		
		SEE THE RESERVO			RKSHE	ET IN	I THE CLAIM FILE FOR ADDITIONAL
Period	of Use:	MAY 1 TO	D AUGUS	ST 31			
Place o	f Use:						
<u>ID</u>	<u>Acres</u> <u>Govt I</u>	<u>lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	110.00		NE	20	11N	4E	MEAGHER
Total:	110.00						

### 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.

198713-00 205106-00 205107-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 63 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 279-31 , DATED 09/18/1979 , APPEARS TO INDICATE 91 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE EXISTENCE OF THE RESERVOIR CANNOT BE CONFIRMED PRIOR TO 1940 WHICH DOES NOT CORRESPOND WITH THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER 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."

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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>41J 205107-00</b> STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	CANDACE T MILLER 208 W PARK ST LIVINGSTON, MT 59047
	HALMES LIVESTOCK CO 2175 LINGSHIRE RD WHITE SULPHUR SPRINGS, MT 59645
	RALPH K MILLER 208 W PARK ST LIVINGSTON, MT 59047
	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, 1884
Type of Historical Right	: DECREED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	3.50 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	221.00
*Source Name:	BENTON GULCH
Source Type:	SURFACE WATER

DECEMBER 16, 2010 41J 205107-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		NWNENW	30	11N	4E	MEAGHER
Period of Div	version: MAY 1	TO AUGUST	31			
Diversion Mo	eans: HEAD	GATE				
Ditch Name:	STOYA	NOFF DITCH	4			
Period of Use:	MAY 1	TO AUGUST	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	17.00	E2SE	19	11N	4E MEAGHER
2	109.00	NE	20	11N	4E MEAGHER
3	95.00	W2	20	11N	4E MEAGHER
Total:	221.00				

#### Remarks:

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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.

198713-00 205106-00 205107-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 165 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MEAGHER COUNTY WATER RESOURCES SURVEY 1950 INDICATES AN ADDITIONAL 35 ACRES MAY HAVE BEEN IRRIGATED PRIOR TO THE SURVEY. THE ACREAGE WAS NOT BEING IRRIGATED AT THE TIME OF THE SURVEY.

USDA AERIAL PHOTOGRAPH NO(S). 279-31 , DATED 09/18/1979 , APPEARS TO INDICATE 195 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." DECEMBER 16, 2010 41J 205107-00 Page 3 of 3

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 205186-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	J JEROME_CARLILE 2048 MILLEGAN RD GREAT FALLS, MT 59405			
	JEFFREY T CARLILE 2048 MILLEGAN RD GREAT FALLS, MT 59405			
<b>Priority Date:</b>	DECEMBER 31, 1963			
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:	SMITH RIVER			
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> S2N2 15 19N 2E CASCADE			
Period of Diversio	n: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			
2	NWSE 15 19N 2E CASCADE			
Period of Diversio	n: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			

DECEMBER 16, 2010

41J 205186-00

Page 2 of 2

**Period of Use:** JANUARY 1<sup>-</sup>

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		S2N2	15	19N	2E CASCADE
2		NWSE	15	19N	2E CASCADE

## 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:	41J 205187-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	NORMA L BORGSTROM 875 W EDEN RD GREAT FALLS, MT 59405 8329				
	WARREN E BORGSTROM 875 W EDEN RD GREAT FALLS, MT 59405 8329				
Priority Date:	DECEMBER 31, 1928				
Type of Historical Right	:USE				
Purpose(use):	DOMESTIC				
Flow Rate:	20.00 GPM				
Volume:	3.00 AC-FT				
Households:	1				
Maximum Acres:	0.50				
Source Name:	SPRING, UNNAMED TRIBUTARY OF GOODMAN COULEE				
Source Type:	GROUNDWATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> <u>Govt</u>					
1	SESENE 13 18N 3E CASCADE				
Diversion Means:	I: JANUARY 1 TO DECEMBER 31 PUMP				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
<u>ID</u> <u>Acres Govt 1</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County				
1 0.50	NENESE 13 18N 3E CASCADE				
<b>Total:</b> 0.50					

41J 205187-00 Page 2 of 2

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED VOLUME EXCEEDS THE 2.75 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."

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Water Right Number:	41J 205188-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	NORMA L BORGSTROM 875 W EDEN RD GREAT FALLS, MT 59405 8329	
	WARREN E BORGSTROM 875 W EDEN RD GREAT FALLS, MT 59405 8329	
Priority Date:	DECEMBER 31, 1896	
Type of Historical Righ	USE	
Purpose(use):	STOCK	
Flow Rate:	11.50 GPM	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY P ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRY CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATE SOURCE.	PER ING
Source Name:	SPRING, UNNAMED TRIBUTARY OF GOODMAN COULEE	
Source Type:	GROUNDWATER	
*Point of Diversion and	leans of Diversion:	
IDGovt1	<u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESENE 13 18N 3E CASCADE	
Period of Diversio Diversion Means:	: JANUARY 1 TO DECEMBER 31 DEVELOPED SPRING	
Period of Use:	JANUARY 1 TO DECEMBER 31	
Place of Use:		
ID <u>Acres Govt</u>	ot <u>Qtr Sec Sec Twp Rge County</u>	
1	SESENE 13 18N 3E CASCADE	

Page 2 of 2

#### **Remarks:**

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

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	41J 205189-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	NORMA L BORGSTROM 875 W EDEN RD GREAT FALLS, MT 59405 8329			
	WARREN E BORGSTROM 875 W EDEN RD GREAT FALLS, MT 59405 8329			
Priority Date:	DECEMBER 31, 1896			
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 GOODMAN COULEE			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1 SWNWSE 13 18N 3E CASCADE Period of Diversion: JANUARY 1 TO DECEMBER 31				

LIVESTOCK DIRECT FROM SOURCE

**JANUARY 1 TO DECEMBER 31** 

Diversion Means:

Period of Use:

DECEMBER 16, 2010 41J 205189-00

Page 2 of 2

### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1		SWNWSE	13	18N	3E CASCADE

### **Remarks:**

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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>41J 205190-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE		
Owners:	NORMA L BORGSTROM 875 W EDEN RD GREAT FALLS, MT 59405 8329		
	WARREN E BORGSTROM 875 W EDEN RD GREAT FALLS, MT 59405 8329		
Priority Date:	DECEMBER 31, 1896		
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 GOODMAN COULEE		
Source Type: SURFACE WATER			
*Point of Diversion and Means of Diversion:			
IDGovt1Period of Diversion	Lot Qtr Sec Sec Twp Rge County SWSENE 13 18N 3E CASCADE n: JANUARY 1 TO DECEMBER 31		

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

DECEMBER 16, 2010 41J 205190-00

Page 2 of 2

### **Place of Use:**

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		SWSENE	13	18N	3E CASCADE

### **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:	41J 205191-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE			
Owners:	DOROTHY R COX C/O JODY COX 1699 MILLEGAN RD GREAT FALLS, MT 59405			
*Priority Date:	JUNE 20, 1956			
Type of Historical Right: USE				
Purpose(use):	IRRIGATION			
Irrigation Type:	SPRINKLER			
*Flow Rate:	119.00 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.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area: 3 - MODERATE				
Maximum Acres:	7.00			
Source Name:	SMITH RIVER			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
IDGovt I1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SESESE 7 17N 3E CASCADE			
Period of Diversion: APRIL 15 TO OCTOBER 31				
Diversion Means: PUMP				
Period of Use:	APRIL 15 TO OCTOBER 31			

Place of Use

Page 2 of 2

I fuce of					
<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	7.00	SESESE	7	17N	3E CASCADE
Total:	7.00				

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CASCADE COUNTY WATER RESOURCES SURVEY (1961) 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."

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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:	41J 205192-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405			
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405			
Priority Date:	OCTOBER 1, 1949			
Type of Historical Right	: USE			
Purpose(use):	MULTIPLE DOMESTIC			
Flow Rate:	10.00 GPM			
Volume:	2.00 AC-FT			
Households:	2			
Maximum Acres:	0.25			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
ID Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>			
1	SWNESW 7 17N 3E CASCADE			
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 County</u>			
1 0.25	SWNESW 7 17N 3E CASCADE			
<b>Total:</b> 0.25				

Page 2 of 2

#### **Remarks:**

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

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

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

Water Right Number:	41J 205193-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	DOROTHY R COX C/O JODY COX 1699 MILLEGAN RD GREAT FALLS, MT 59405				
Priority Date:	OCTOBER 1, 1949				
Type of Historical Right	: USE				
Purpose(use):	DOMESTIC				
Flow Rate:	10.00 GPM				
Volume:	1.50 AC-FT				
Households:	1				
Maximum Acres:	0.25				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
$\frac{ID}{1}$ Govt 1	t Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWSE 1 17N 2E CASCADE				
Period of Diversion: JANUARY 1 TO OCTOBER 31					
Diversion Means: Period of Use:	JANUARY 1 TO OCTOBER 31				
	JANGART TTO OCTOBER 31				
Place of Use:	lat Ota Saa Saa Tuun Daa County				
ID <u>Acres Govt 1</u>					
1 0.25 Total: 0.25	SESWSE 1 17N 2E CASCADE				

41J 205193-00

Page 2 of 2

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

Water Right Number:	41J 205194-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405		
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.		
Priority Date:	OCTOBER 1, 1949		
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:	SMITH RIVER		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>			
1 Donied of Diversion	E2SE 1 17N 2E CASCADE		
Period of Diversion: JANUARY 1 TO DECEMBER 31			

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

DECEMBER 16, 2010 41J 205194-00 Page 2 of 3

\*Point of Diversion and Means of Diversion: ID Govt Lot Qtr Sec Sec Twp **Rge** County 2 W2SWSW 6 17N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means: 3E CASCADE** 3 N2 7 17N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 4 SESE 7 17N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 5 SWSWNW 17N **3E CASCADE** 8 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 6 W2W2SW 8 17N **3E CASCADE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 E2E2 18 17N **3E CASCADE** 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>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		E2SE	1	17N	2E CASCADE
2		W2SWSW	6	17N	3E CASCADE
3		N2	7	17N	3E CASCADE
4		SESE	7	17N	3E CASCADE
5		SWSWNW	8	17N	3E CASCADE
6		W2W2SW	8	17N	3E CASCADE
7		E2E2	18	17N	3E CASCADE

#### **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:	41J 205195-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	DOROTHY R COX C/O JODY COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
Priority Date:	OCTOBER 1, 1949
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	SESWSE 1 17N 2E CASCADE
Period of Diversion Diversion Means:	n: NOVEMBER 1 TO APRIL 30 WELL
Period of Use:	NOVEMBER 1 TO APRIL 30
Place of Use:	
ID <u>Acres Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	SWSESE 1 17N 2E CASCADE
2	SESWSE 1 17N 2E CASCADE

Page 2 of 2

#### **Remarks:**

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Water Right Number:	41J 205196	-00 ST	ATEN	IENT OF	- CLA	IM
	Version:	Version: 1 ORIGINAL RIGHT				
		Status:	AC	CTIVE		
Owners:	CAROLINE 1699 MILLE GREAT FAL	GAN RD	9405			
	JODY R CO 1699 MILLE GREAT FAL	GAN RD	9405			
Priority Date:	OCTOBER 8	3, 1949				
Type of Historical Rigl	ht: USE					
Purpose(use):	STOCK					
Flow Rate:	20.00 GPM					
*Volume:	STOCK WA	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	GROUNDW	ATER				
Source Type:	GROU	NDWATE	ĪR			
*Point of Diversion and	l Means of Dive	rsion:				
<u>ID</u> <u>Gov</u>		Qtr Sec	Sec	Twp		County
1	SWNESW 7 17N 3E CASCADE					
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:	0/ 11 0/ 11 (1)					
ID Acres Govt	Lot (	Qtr Sec	Sec	Twp	Rge	County
1		NESW	7	17N		CASCADE
·	011		•		5-	

Page 2 of 2

#### Remarks:

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

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

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

Water Right Number:	41J 205197-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405	
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405	
<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:	UNNAMED TRIBUTARY OF SMITH RIVER	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
<u>ID</u> <u>Govt</u>		
1	NWNESW 12 17N 2E CASCADE	
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM		

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 205197-00 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> NWNESW 12 17N 2E CASCADE	
Diversion to Re	servoir: 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 ESTIMATIONRC.	TED BY
Period of Use:	JANUARY 1 TO DECEMBER 31	
Place of Use:		
ID <u>Acres</u> Govt L	ot <u>Qtr Sec Sec Twp Rge County</u>	
1	NWNESW 12 17N 2E CASCADE	

#### **Remarks:**

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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>41J 205198-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405		
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405		
<b>*Priority Date:</b>	DECEMBER 31, 1946		
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 SMITH RIVER		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>			
	SENESE 12 17N 2E CASCADE		
Period of Diversion: JANUARY 1 TO DECEMBER 31			

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 205198-00 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> SENESE 12 17N 2E CASCADE
Diversion to Re	servoir: 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:	
<u>ID</u> <u>Acres</u> <u>Govt L</u>	ot <u>Qtr Sec Sec Twp Rge County</u>
1	SENESE 12 17N 2E CASCADE

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

## **IMPORTANT NOTICE**

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Water Right Number:	41J 205199-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405	
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405	
Priority Date:	APRIL 30, 1961	
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 SMITH RIVER	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
<u>ID</u> <u>Govt</u>		
1	NWSWSE 12 17N 2E CASCADE	
Period of Diversion: JANUARY 1 TO DECEMBER 31		

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 205199-00 Page 2 of 2

*Reservoir: ONS	TREAM	
<u>Govt L</u>	ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> NWSWSE 12 17N	RgeCounty2ECASCADE
Diversion to Re	servoir: 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, AN DNRC.	D SURFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO DECEMBER 31	
Place of Use:		
ID <u>Acres</u> Govt L	ot <u>Qtr Sec Sec Twp</u>	<u>Rge</u> <u>County</u>
1	NWSWSE 12 17N	2E CASCADE

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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:	41J 205200-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
Priority Date:	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:	UNNAMED TRIBUTARY OF HOUND CREEK
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> SWSESE 13 17N 2E CASCADE
	n: JANUARY 1 TO DECEMBER 31
Divorcion Mooney	DAM

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 205200-00 Page 2 of 2

Reservoir: ONSTREA	M				
<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 13	<u>Тwp</u> 17N	<u>Rge</u> 2E	<u>County</u> CASCADE
<b>Diversion to Reservoi</b>	r: DIVERS	ION # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	1.00	ACRES			
Capacity:	4.00	ACRE-F	EET		
THE DNR		M HEIC	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: JAN	JARY 1 TO DE	CEMBE	R 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	SWSESE	13	17N	2E	CASCADE

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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:	41J 205201-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
<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 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 HOUND CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	SWSESE 13 17N 2E CASCADE
	n: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

DECEMBER 16, 2010 41J 205201-00

Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u> <u>County</u>
1		SWSESE	13	17N	2E CASCADE

#### **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 SMITH RIVER BASIN 41J 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:	41J 205202-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
Priority Date:	APRIL 30, 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 SPANISH COULEE
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	SWSWSW 13 17N 2E CASCADE
	n: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 205202-00 Page 2 of 2

*Reservoir: ON	ISTREAM
<u>Govt</u>	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSW 13 17N 2E CASCADE
<b>Diversion to F</b>	Reservoir: 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</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	SWSWSW 13 17N 2E CASCADE

#### **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:	41J 205203-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
Priority Date:	APRIL 30, 1954
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 SMITH 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>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	SENWNE 13 17N 2E CASCADE
Period of Diversio	n: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 205203-00 Page 2 of 2

*Reservoir: ONST	REAM				
<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNE	<u>Sec</u> 13	<u>Twp</u> 17N	<u>Rge</u> 2E	<u>County</u> CASCADE
<b>Diversion to Rese</b>	rvoir: DIVERS	SION # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	1.00	ACRES			
Capacity:	4.00	ACRE-F	EET		
	HE CAPACITY, DA NRC.	AM HEIG	HT, AN	ID SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: J	ANUARY 1 TO DE	CEMBEI	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	SENWNE	13	17N	2E	CASCADE

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

Water Right Number:	41J 205204-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	DOROTHY R COX C/O JODY COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	OCTOBER 31, 1949
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SMITH RIVER
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
ID Govt 1	
1	SWSWNE 12 17N 2E CASCADE
Period of Diversion Diversion Means:	LE 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 12 17N 2E CASCADE
Diversion to R	eservoir: DIVERSION # 1
Period of Use:	MARCH 1 TO DECEMBER 31

DECEMBER 16, 2010 41J 205204-00

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		SWSWNE	12	17N	2E CASCADE

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE RESERVOIR CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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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### **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:	41J 205205-	- <b>00</b> S	TATEM	IENT OF	CLA	IM
	Version: 1	ORIC	SINAL	RIGHT		
	S	Status:	AC	CTIVE		
Owners:	DOROTHY R C/O JODY C 1699 MILLEC GREAT FALI	OX GAN RD				
Priority Date:	DECEMBER	31, 194	9			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS O DITCH SYST	OF STO	CK DR IE 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 WAT	ΓERING Τ. ANIM	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, UN	INAMED	TRIB	UTARY	OF S	MITH RIVER
Source Type:	SURFA	CE WA	TER			
*Point of Diversion and I	Means of Diver	sion:				
<u>ID</u> <u>Govt</u>		<u>)tr Sec</u>	Sec	<u>Twp</u>		County
1 Period of Diversior			12 MDED	17N	2E	CASCADE
Diversion Means:					RCE	
Period of Use:	MARCH 1 T	O DECE	MBER	15		
Place of Use:						
ID Acres Govt	Lot C	<u>)tr Sec</u>	Sec	Twp	Rge	<u>County</u>
1	١	WNE	12	17N	2E	CASCADE

41J 205205-00

Page 2 of 2

#### Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 205206-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	DOROTHY R COX C/O JODY COX 1699 MILLEGAN RD GREAT FALLS, MT 59405
<b>Priority Date:</b>	NOVEMBER 30, 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 SMITH RIVER
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot Qtr Sec Sec Twp Rge County

ID	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		SESENW	18	17N	3E	CASCADE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Divers	sion Means: DAN	Л				

DECEMBER 16, 2010 41J 205206-00 Page 2 of 2

*Reservoir: ONS	TREAM
<u>Govt Lo</u>	<u>ot Qtr Sec Sec Twp Rge County</u> SESENW 18 17N 3E CASCADE
<b>Diversion to Res</b>	ervoir: 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:	MARCH 1 TO OCTOBER 15
Place of Use:	
ID <u>Acres</u> Govt Lo	<u>ot Qtr Sec Sec Twp Rge County</u>
1	SESENW 18 17N 3E CASCADE

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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:	41J 205207-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405		
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405		
Priority Date:	NOVEMBER 30, 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 SMITH RIVER		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>			
1	NWNWSW 18 17N 3E CASCADE		
Period of Diversion: JANUARY 1 TO DECEMBER 31			

**Diversion Means:** DAM

DECEMBER 16, 2010 41J 205207-00 Page 2 of 2

*Reservoir: ONS	STREAM
<u>Govt L</u>	<u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 18 17N 3E CASCADE
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:	SEPTEMBER 15 TO JANUARY 15
Place of Use:	
<u>ID</u> <u>Acres Govt L</u>	<u>ot Qtr Sec Sec Twp Rge County</u>
1	NWNWSW 18 17N 3E CASCADE

#### **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:	41J 205208-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	DOROTHY R COX C/O JODY COX 1699 MILLEGAN RD GREAT FALLS, MT 59405		
<b>Priority Date:</b>	DECEMBER 31, 1959		
Type of Historical Right: USE			
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	UNNAMED TRIBUTARY OF SMITH 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>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>		

 ID
 County

 1
 SENENW

 1
 SENENW

 18
 17N

 3E
 CASCADE

 Period of Diversion: JANUARY 1 TO DECEMBER 31

 Diversion Means: DAM

DECEMBER 16, 2010 41J 205208-00 Page 2 of 2

]	Reservoir: O	NSTREAM					
	<u>Gov</u>	<u>t Lot</u>	<u>Qtr Sec</u> SENENW	<u>Sec</u> 18	<u>Тwp</u> 17N	<u>Rge</u> 3E	<u>County</u> CASCADE
	<b>Diversion to</b>	<b>Reservoir:</b>	DIVERS	SION # 1			
	Dam Height:	:	13.00	FEET			
	Depth:		10.00	FEET			
	Surface Area	a:	1.00	ACRES			
	Capacity:		4.00	ACRE-F	EET		
		THE CA DNRC.	PACITY, D	AM HEIC	GHT, AN	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period	of Use:	JANUAI	ry 1 to de	ECEMBE	R 31		
Place of	of Use:						
<u>ID</u>	<u>Acres</u> Gov	<u>t Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			SWNWNE	18	17N	3E	CASCADE
2			SENENW	18	17N	3E	CASCADE

#### 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 SMITH RIVER BASIN 41J 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:	41J 205209-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	CAROLINE_COX 1699 MILLEGAN RD GREAT FALLS, MT 59405			
	JODY R COX 1699 MILLEGAN RD GREAT FALLS, MT 59405			
<b>*Priority Date:</b>	OCTOBER 31, 1961			
Type of Historical Righ	it: USE			
Purpose(use):	STOCK			
Flow Rate:	7.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
$\frac{\text{ID}}{1}$ Govt	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSE 12 17N 2E CASCADE			
Period of Diversion	n: JANUARY 1 TO DECEMBER 31			
Diversion Means: PIPELINE				
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
ID <u>Acres Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>			
1	NWSWSE 12 17N 2E CASCADE			

41J 205209-00

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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>41J 205228-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
	JOHN P GARRITY % 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.
Priority Date:	JANUARY 1, 1915
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 SMITH RIVER
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
ID Govt	Lot Qtr Sec Sec Twp Rge County

<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		NENWSE	19	18N	3E	CASCADE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Dive	rsion Means: LIVEST	OCK DIREC	T FRO	M SOUF	RCE	

DECEMBER 16, 2010

41J 205228-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres Govt Lot	<b><u>Qtr Sec</u></b>	Sec	Twp	<u>Rge</u> <u>County</u>
1		NENWSE	19	18N	3E CASCADE

#### **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 SMITH RIVER BASIN 41J 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:	41J 205229-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JOSEPH E GARRITY % 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324
	PATRICK W GARRITY 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324
	TIMOTHY J GARRITY 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324
Priority Date:	JANUARY 1, 1915
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 MING COULEE
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SWSWNE 30 18N 3E CASCADE

Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE DECEMBER 16, 2010

41J 205229-00

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		SWSWNE	30	18N	3E CASCADE

#### **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:	41J 205230-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JOSEPH E GARRITY % 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324
	PATRICK W GARRITY 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324
	TIMOTHY J GARRITY 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324
<b>Priority Date:</b>	JANUARY 1, 1915
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 MING COULEE
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> NWNESE 30 18N 3E CASCADE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

**DECEMBER 16, 2010** 

41J 205230-00

Page 2 of 2

**Period of Use:** JANUARY 1 TO DECEMBER 31

**Place of Use:** 

Twp Rge County ID Acres Govt Lot Qtr Sec Sec 1 NWNESE

#### 30 18N **3E CASCADE**

#### **Remarks:**

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

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."

## **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

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Water Right Number:	<b>41J 205231-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
	JOHN P GARRITY % 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.
Priority Date:	JANUARY 1, 1915
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 SMITH RIVER
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
ID Govt	Lot Qtr Sec Sec Twp Rge County

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENESE	19	18N	3E	CASCADE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Dive	rsion Means: LIVE	STOCK DIREC	T FRC	M SOU	RCE	

DECEMBER 16, 2010

41J 205231-00

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		SENESE	19	18N	3E CASCADE

#### **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."

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Water Right Number	: 41J 205232-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
	JOHN P GARRITY % 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.
<b>Priority Date:</b>	JANUARY 1, 1915
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 SMITH RIVER
Source Type:	SURFACE WATER
*Point of Diversion an	d Means of Diversion:
<u>ID</u> <u>Go</u>	<u>vt Lot Qtr Sec Sec Twp Rge County</u>

18N

NWNESW 19

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3E CASCADE

DECEMBER 16, 2010

41J 205232-00

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		NWNESW	19	18N	3E CASCADE

#### **Remarks:**

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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."

## **PRELIMINARY DECREE SMITH RIVER BASIN 41J 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>41J 205233-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	GRUEL, WALTER & SON INC 1171 MILLEGAN RD GREAT FALLS, MT 59405
	JOHN P GARRITY % 205 COLORADO AVE NW GREAT FALLS, MT 59404 1324 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.
<b>Priority Date:</b>	JANUARY 1, 1915
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:	SPRING, UNNAMED TRIBUTARY OF SMITH RIVER
Source Type:	SURFACE WATER
*Point of Diversion and	d Means of Diversion:
<u>ID</u> <u>Gov</u>	<u>rt Lot Qtr Sec Sec Twp Rge County</u>

<u>ID</u>	<u>Govt Lot</u>	Qtr Sec	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1		NWNESW	19	18N	3E	CASCADE	
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Dive	ersion Means: L	IVESTOCK DIREC	T FRC	OM SOU	RCE		

DECEMBER 16, 2010

41J 205233-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Decree Report - Page 3951

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWNESW	19	18N	3E CASCADE

#### **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:	41J 205234-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	E L BURNS PO BOX 324 WHITE SULPHUR SPRINGS, MT 59645					
	JAMES F NOONAN PO BOX 261 VALLEY, WA 99181					
	JOHN POLLICK 702 E ST TOWNSEND, MT 59644 3218					
	NOONAN DRILLING INC PO BOX 261 VALLEY, WA 99181					
<b>*Priority Date:</b>	DECEMBER 31, 1929					
Type of Historical Right	: USE					
Purpose(use):	MINING					
Flow Rate:	20.00 GPM					
*Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF THOMPSON GULCH					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NENESW 28 9N 4E MEAGHER					
	a: JUNE 1 TO OCTOBER 15					
<b>Diversion Means:</b>	PUMP					
Period of Use:	JUNE 1 TO OCTOBER 15					

Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	<b><u>Qtr Sec</u></b>	<u>Sec</u>	Twp	Rge County
1		SW	28	9N	4E MEAGHER

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON USDA FOREST SERVICE 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:	41J 205235-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645				
Priority Date:	SEPTEMBER 24, 1913				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	1.25 CFS				
*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:	117.00				
Source Name:	SPRING, UNNAMED TRIBUTARY OF BEAVER CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS SLATE ROCK SPRING				
Point of Diversion and Means of Diversion:					
$\frac{ID}{1}$ Govt I	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWNW 5 11N 3E MEAGHER				
-	: MAY 1 TO SEPTEMBER 30				
	HEADGATE				
Period of Use:	MAY 1 TO SEPTEMBER 30				

## Place of Use:

I fuel o					
<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1	25.00	NENE	5	11N	3E MEAGHER
2	36.00	NWNE	5	11N	3E MEAGHER
3	10.00	SENE	5	11N	3E MEAGHER
4	9.00	SWNE	5	11N	3E MEAGHER
5	33.00	NENW	5	11N	3E MEAGHER
6	4.00	SENW	5	11N	3E MEAGHER
Total:	117.00				

#### **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.

205235-00 205236-00 205240-00 205242-00

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:	41J 2052	<b>36-00</b> S <sup>-</sup>	TATEM	IENT OF	= CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
<b>Priority Date:</b>	SEPTEMBER 24, 1913					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATIO	N				
Irrigation Type:	FLOOD					
Flow Rate:	1.25 CFS					
*Volume:	Iume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED TH AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 5 - LOW					
Maximum Acres:	122.40					
Source Name:	SPRING,	JNNAME	D TRIB	UTARY	OF B	EAVER CREEK
Source Type:	SURFACE WATER					
	ALSO KNO	OWN AS V	VILLO\	N SPRI	NG	
*Point of Diversion and I	Means of Div	version:				
<u>ID</u> <u>Govt 1</u>		<u>Qtr Sec</u> VSWNW	<u>Sec</u> 5	<u>Twp</u> 11N		<u>County</u> MEAGHER
Period of Diversion			BER 3	0		
<b>Diversion Means:</b>	HEADGA			_		
Period of Use:	MAY 1 TC	SEPTEM	BER 3	0		
Place of Use:						
ID <u>Acres Govt I</u>	<u>lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1 122.40		N2	5	11N	3E	MEAGHER
Total: 122.40						

#### 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.

205235-00 205236-00 205240-00 205242-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/17/2006: PLACE OF USE, MAXIMUM ACRES.

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: 41J 205237-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JAMES R FOWLIE 27 MONTANA HWY 360 WHITE SULPHUR SPRINGS, MT 59645			
	VIRGINIA B FOWLIE 27 MONTANA HWY 360 WHITE SULPHUR SPRINGS, MT 59645			
<b>Priority Date:</b>	MAY 9, 1883			
Type of Historical Right	: DECREED			
Purpose(use):	IRRIGATION			
	SPRINKLER/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:	: 4 - MODERATELY LOW			
Maximum Acres:	261.00			
Source Name:	SMITH RIVER, NORTH FORK			
Source Type:	SURFACE WATER			
Point of Diversion and N	Aeans of Diversion:			
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SESESW 12 9N 6E MEAGHER			
	: MAY 1 TO SEPTEMBER 30			
<b>Diversion Means:</b>	HEADGATE			
2 Pariad of Divarsion	SENWNW 13 9N 6E MEAGHER : MAY 1 TO SEPTEMBER 30			
Diversion Means:	HEADGATE			
Period of Use:	MAY 1 TO SEPTEMBER 30			

DECEMBER 16, 2010 41J 205237-00

Page 2 of 2

Place o	f Use:					
<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	28.00	NESE	11	9N	6E	MEAGHER
2	37.00	NWSE	11	9N	6E	MEAGHER
3	40.00	SESE	11	9N	6E	MEAGHER
4	34.00	SWSE	11	9N	6E	MEAGHER
5	16.00	NWNW	13	9N	6E	MEAGHER
6	34.00	NENE	14	9N	6E	MEAGHER
7	35.00	NWNE	14	9N	6E	MEAGHER
8	37.00	NENW	14	9N	6E	MEAGHER
Total:	261.00					

#### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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 100 MINER'S INCHES DECREED IN CASE NO. 380 , MEAGHER COUNTY. 41J205237-00 AND 41J207506-00.

THE MEAGHER COUNTY WATER RESOURCES SURVEY ( 1950 ) APPEARS TO INDICATE 235 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 205238-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645				
Priority Date:	JUNE 1, 1930				
Type of Historical Right	:USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	200.60 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.				
*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:	11.80				
Source Name:	LITTLE BEAVER CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SESWSW 4 11N 3E MEAGHER				
Period of Diversion: MAY 1 TO SEPTEMBER 30					
Diversion Means:	HEADGATE				
Period of Use:	MAY 1 TO SEPTEMBER 30				

## 41J 205238-00

Page 2 of 2

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u> <u>County</u>
1	11.80	S2SW	4	11N	3E MEAGHER
Total:	11.80				

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/8/2006: PLACE OF USE, MAXIMUM ACRES.

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:	41J 20523	<b>39-00</b> S	TATEM		F CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
<b>Priority Date:</b>	JUNE 1, 19	930				
Type of Historical Right	:USE					
Purpose(use):	IRRIGATIO	ON				
Irrigation Type:	FLOOD					
*Flow Rate:	238.00 GP	M				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED T AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 5 - LOW					
Maximum Acres:	15.20					
Source Name:	UNNAME	D TRIBUT	ARY C	DF BEA\	/ER C	REEK, MIDDLE FORK
Source Type:	SURI	FACE WA	TER			
Point of Diversion and I	Means of Div	version:				
ID Govt ]		<u>Qtr Sec</u> SENESE	<u>Sec</u> 5	<u>Тwp</u> 11N		<u>County</u> MEAGHER
Period of Diversion	: MAY 1 TO	SEPTEM	BER 3	0		
<b>Diversion Means:</b>	HEADGA	ГЕ				
Period of Use:	MAY 1 TC	SEPTEM	BER 3	0		
Place of Use:						
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1 14.20		N2SW	4	11N	3E	MEAGHER
2 1.00		NESE	5	11N	3E	MEAGHER
Total: 15.20						

41J 205239-00

Page 2 of 2

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/08/2006: PLACE OF USE, MAXIMUM ACRES.

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 SMITH RIVER BASIN 41J 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:	41J 205240-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT Status: ACTIVE							
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645							
<b>Priority Date:</b>	JANUARY 23, 1889							
Type of Historical Right	: FILED							
Purpose(use):	IRRIGATION							
Irrigation Type:	FLOOD							
*Flow Rate:	14.20 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.							
*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:	375.00							
*Source Name:	BEAVER CREEK							
Source Type:	SURFACE WATER							
*Point of Diversion and Means of Diversion:								
<u>ID</u> <u>Govt I</u> 1	SENWNE 6 11N 3E MEAGHER							
	: MAY 1 TO SEPTEMBER 30							
Diversion Means: 2	HEADGATE SENWNE 6 11N 3E MEAGHER							
-	: MAY 1 TO SEPTEMBER 30							
Diversion Means:	HEADGATE							

Page 2 of 2

POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND	)
DESCRIPTION.	

P	eri	iod	of	Use:

MAY 1 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1	54.00	NW	5	11N	3E MEAGHER
2	12.00	S2NE	32	12N	3E MEAGHER
3	10.00	SENW	32	12N	3E MEAGHER
4	299.00	S2	32	12N	3E MEAGHER
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.

205235-00 205236-00 205240-00 205242-00

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 10/03/2006.

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:	41J 20524	<b>1-00</b> S	TATEM	IENT OF	- CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	TIVE			
Owners:	KEYHOLE 303 BIRCH WHITE SU	CREEK	RD	6S, MT 5	59645		
<b>Priority Date:</b>	JUNE 19, 1	909					
Type of Historical Right	: FILED						
Purpose(use):	IRRIGATIC	N					
Irrigation Type:	NATURAL	SUBIRRI	GATIO	N			
*Flow Rate:	NO FLOW SUBIRRIG		S BEE	N DECF	REED	FOR THIS USE OF NATURAL	
*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:	110.60						
Source Name:	SUBIRRIG	ATION, U	NNAM	ED TRI	BUTA	RY OF BEAVER CREEK	
Source Type:	GROU	JNDWAT	ER				
*Point of Diversion and I	Aeans of Div	ersion:					
IDGovt I1	Lot	<u>Qtr Sec</u> S2NE	<u>Sec</u> 32	<u>Twp</u> 12N		<u>County</u> MEAGHER	
Period of Diversion	: JANUARY	1 TO DE	CEMBE	ER 31			
<b>Diversion Means:</b>	SUBIRRIG	ATION					
2		NW	32	12N	3E	MEAGHER	
*Period of Diversion		-	CEMBE	ER 31			
<b>Diversion Means:</b>			~~	4011	~ -		
3 Derived of Dimension	-	12N2SE	32 ОБМРГ	12N	3E	MEAGHER	
Period of Diversion Diversion Means:				IK 31			
Diversion means.	SODINING						

DECEMBER 16, 2010 41J 205241-00

Page 2 of 2

Period of Use: MAY 1 TO SEPTEMBER 30

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1	35.70	S2NE	32	12N	3E MEAGHER
2	50.60	NW	32	12N	3E MEAGHER
3	24.30	N2N2SE	32	12N	3E MEAGHER
Total:	110.60				

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/08/2006: IRRIGATION TYPE, PLACE OF USE, 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

IT APPEARS THIS WATER RIGHT MAY NOT HAVE BEEN PERFECTED. ACCORDING TO INFORMATION IN THE CLAIM FILE, THERE APPEARS TO BE NO APPROPRIATION OF WATER. ALL ELEMENTS OF THIS CLAIM MAY BE QUESTIONABLE. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41J 205242-00 STATEMENT OF CLAIM							
	Version:	1 ORI0	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645							
<b>Priority Date:</b>	JUNE 1, 1930							
Type of Historical Right	USE							
Purpose(use):	IRRIGATIO	ON						
Irrigation Type:	FLOOD							
Flow Rate:	1.50 CFS							
*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:	97.00							
Source Name:	SPRING, I	JNNAME	) TRIB	BUTARY	OF B	EAVER CREEK		
Source Type:	SUR	FACE WA	TER					
*Point of Diversion and I	Means of Div	version:						
IDGovt 1		<u>Qtr Sec</u> NESENE	<u>Sec</u> 31	<u>Twp</u> 12N		<u>County</u> MEAGHER		
Period of Diversion		-	BER 3	0				
<b>Diversion Means:</b>	HEADGA							
Period of Use:	MAY 1 TC	SEPTEM	BER 3	0				
Place of Use:								
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1 40.00		S2S2N2	32	12N	3E	MEAGHER		
2 57.00		N2S2	32	12N	3E	MEAGHER		
<b>Total:</b> 97.00								

Page 2 of 2

#### 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.

205235-00 205236-00 205240-00 205242-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/16/2007: MAXIMUM ACRES, 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**

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Water Right Number:	41J 20524	<b>43-00</b> S	TATEM	IENT OF	- CLA	IM		
	Version:	1 ORI0	GINAL	RIGHT				
		Status:	AC	TIVE				
Owners:	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645							
<b>Priority Date:</b>	JUNE 1, 1	930						
Type of Historical Right	t: 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, I		) TRIB	UTARY	OF B	EAVER CREEK		
Source Type:	SUR	FACE WA	TER					
*Point of Diversion and	Means of Div	version:						
IDGovt1		<u>Qtr Sec</u> WSENW	<u>Sec</u> 32	<u>Twp</u> 12N		<u>County</u> MEAGHER		
Period of Diversion								
Diversion Means:	LIVESTO			M SOUI	KCE			
Period of Use:	MAY 1 TC	DECEME	3ER 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	S	WSENW	32	12N	3E	MEAGHER		

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 20524	<b>14-00</b> S	TATEM	IENT OF	CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	KEYHOLE 303 BIRCH WHITE SU	I CREEK	RD	5, MT 5	9645	
<b>Priority Date:</b>	JUNE 1, 1	930				
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST: DITCH SY	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:	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 B	EAVER CREEK, MIDDLE FORK
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and	Means of Div	version:				
IDGovt1	SV	<u>Qtr Sec</u> VSWSW	<u>Sec</u> 4	<u>Тwp</u> 11N		<u>County</u> MEAGHER
Period of Diversion						
<b>Diversion Means:</b>	LIVESTO				RCE	
Period of Use:	MAY 1 TC		3ER 30			
Place of Use:						
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1	SV	VSWSW	4	11N	3E	MEAGHER

Page 2 of 2

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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:	41J 20524				- CLA	IM	
	Version:	1 ORIO Status:		RIGHT TIVE			
Owners:			_	,,,,,			
owners.	KEYHOLE CATTLE CO 303 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645						
Priority Date:	JUNE 1, 19	930					
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, l	JNNAME	) TRIB	UTARY	OF B	EAVER CREEK	
Source Type:	SURI	FACE WA	TER				
*Point of Diversion and I	Means of Div	ersion:					
$\underline{ID}$ <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		County	
1 Period of Diversion	-		32 3FR 31	12N	3E	MEAGHER	
Diversion Means:	LIVESTO			M SOUI	RCE		
Period of Use:	MAY 1 TO	DECEME	3ER 31				
Place of Use:							
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1	١	NESENE	32	12N	3E	MEAGHER	

#### **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:	41J 2052	<b>46-00</b> S	TATEM	IENT OI	- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	KEYHOLE 303 BIRCI WHITE SU	- CREEK	RD	S, MT t	59645	
<b>Priority Date:</b>	JUNE 1, 1	930				
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST DITCH SY	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:	STOCK W ANIMAL L	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 B	EAVER 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> 31	<u>Twp</u> 12N		<u>County</u> MEAGHER
Period of Diversion						
<b>Diversion Means:</b>	LIVESTO			M SOU	RCE	
Period of Use:	MAY 1 TO	DECEME	3ER 31			
Place of Use:						
ID Acres Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	5	SESENW	31	12N	3E	MEAGHER

#### **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:	41J 20524	<b>17-00</b> S	TATEM	IENT OF	- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	KEYHOLE 303 BIRCH WHITE SU	- CREEK	RD	S, MT 5	59645	
<b>Priority Date:</b>	JUNE 1, 1	930				
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	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, I	JNNAME	) TRIB	UTARY	OF B	EAVER CREEK, MIDDLE FORK
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and	Means of Div	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u> ENENW	<u>Sec</u> 8	<u>Twp</u> 11N		<u>County</u> MEAGHER
Period of Diversion						
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
Period of Use:	MAY 1 TC	NOVEME	3ER 30			
Place of Use:						
ID <u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	S	ENENW	8	11N	3E	MEAGHER

#### **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:	41J 205248-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	JAMES R FOWLIE 27 MONTANA HWY 360 WHITE SULPHUR SPRINGS, MT 59645					
	VIRGINIA B FOWLIE 27 MONTANA HWY 360 WHITE SULPHUR SPRINGS, MT 59645					
*Priority Date:	DECEMBER 31, 1949					
Type of Historical Right	t: FILED					
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:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> <u>Govt</u>						
1 Period of Diversior Diversion Means:	SWNESE 11 9N 6E MEAGHER n: NOVEMBER 1 TO MAY 31 WELL					
Period of Use:	NOVEMBER 1 TO MAY 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	SWNESE 11 9N 6E MEAGHER					

#### **Remarks:**

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41J 205249-00	STATE	MENT O	F CLA	IM			
	Version: 1	ORIGINA	L RIGHT					
	Sta	tus: A	ACTIVE					
Owners:	27 MONTANA	JAMES R FOWLIE 27 MONTANA HWY 360 WHITE SULPHUR SPRINGS, MT 59645						
	27 MONTANA	VIRGINIA B FOWLIE 27 MONTANA HWY 360 WHITE SULPHUR SPRINGS, MT 59645						
*Priority Date:	DECEMBER 3	, 1929						
Type of Historical Right	: FILED							
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:	GROUNDWAT	ER						
Source Type:	GROUND	WATER						
Point of Diversion and I	Means of Diversio	n:						
$\underline{ID}$ <u>Govt</u>		Sec Sec	Twp		County			
1 Period of Diversior			9N	6E	MEAGHER			
Diversion Means:	WELL							
Period of Use:	NOVEMBER 1	TO MAY 1						
Place of Use:								
ID <u>Acres Govt 1</u>	Lot Qtr	<u>Sec</u> <u>Sec</u>	Twp	<u>Rge</u>	County			
1	SENW	NW 13	9N	6E	MEAGHER			

#### **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:	41J 205250-00	STATE	MENT O	F CLA	IM	
	Version: 1	ORIGINAL	RIGHT			
	Sta	us: A	CTIVE			
Owners:	JAMES R FOW 27 MONTANA I WHITE SULPH	WY 360	GS, MT :	59645		
	VIRGINIA B FO 27 MONTANA H WHITE SULPH	WY 360	GS, MT	59645		
*Priority Date:	DECEMBER 31	1949				
Type of Historical Right	: FILED					
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:	GROUNDWAT	R				
Source Type:	GROUND	VATER				
Point of Diversion and I	Means of Diversio	1:				
$\frac{\text{ID}}{1}$ Govt			<u>Twp</u>		County	
<sup>1</sup> Period of Diversior Diversion Means:	SESE n: NOVEMBER 1 WELL	-	9N 1	6E	MEAGHER	
Period of Use:	NOVEMBER 1	ΤΟ ΜΑΥ 3	1			
Place of Use:						
ID <u>Acres Govt 1</u>	Lot Qtr	Sec Sec	Twp	<u>Rge</u>	County	
1	SESE	SE 11	9N	6E	MEAGHER	

#### **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:	41J 20525 <sup>-</sup>	1-00 ST	ATEM	ENT OF	CLA	IM
	Version:	1 ORIG	INAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	NORMAN J 337 W EDE GREAT FAI	N RD				
<b>Priority Date:</b>	APRIL 1, 18	399				
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STOC STEM. TH	k drii E flo'	NKING W 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 WA	ATERING F NIT. ANIMA	PURPO	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:	MING COU	LEE				
Source Type:	SURF	ACE WAT	ER			
*Point of Diversion and	Means of Dive	ersion:				
<u>ID</u> <u>Govt</u>	Lot		Sec	Twp		County
		N2S2	27	18N	3E	CASCADE
Period of Diversion Diversion Means:	1: JANUARY LIVESTOC					
2		2SENW	28	18N		CASCADE
2 Period of Diversion	-	-			υL	ONOONDE
Diversion Means:	LIVESTOC				CE	
3		2NESE	28	18N		CASCADE
Period of Diversion	n: JANUARY	1 TO DEC	EMBE			
<b>Diversion Means:</b>	LIVESTOC	K DIRECT	FROM	/I SOUR	CE	

DECEMBER 16, 2010

41J 205251-00

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		N2S2	27	18N	3E CASCADE
2		S2SENW	28	18N	3E CASCADE
3		W2NESE	28	18N	3E CASCADE

### **Remarks:**

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Water Right Number:	41J 205252-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	GARY L KNUDSON 101 17TH AVE NW GREAT FALLS, MT 59404							
	MARJORY A KNUDSON 220 30TH AVE NE GREAT FALLS, MT 59404							
Priority Date:	JUNE 10, 1963							
Type of Historical Right	cal Right: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	3.00 GPM							
Volume:	3.00 AC-FT							
Households:	1							
Maximum Acres:	0.22							
Source Name:	RANCH CREEK							
Source Type:	SURFACE WATER							
*Point of Diversion and I	Means of Diversion:							
<u>ID</u> <u>Govt I</u> 1	SWSWSW 29 12N 8E MEAGHER							
	: MAY 1 TO OCTOBER 31							
Diversion Means:	MAY 1 TO OCTOBER 31							
	MATTIO OCTOBER 31							
Place of Use:								
ID <u>Acres Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>							
1 0.22 Subdivision:	NESENE 31 12N 8E MEAGHER RANCH CREEK CABIN SITES TRACT/LOT: 15							

DECEMBER 16, 2010 41J 205252-00

Page 2 of 2

#### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<b>Qtr Sec</b>	Sec	Twp	Rge	<b>County</b>
Total:	0.22					

### **Remarks:**

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# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

AS OF 01/23/2006 , THIS WATER RIGHT APPEARS TO BE OWNED BY DONALD H. AND DIANE M. WILLEMS , 1616 13TH AVENUE SOUTH , GREAT FALLS , MT 59405-4706.

THE CLAIMED VOLUME EXCEEDS THE 2.0 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 29.5 HOURS PER DAY TO DELIVER THE CLAIMED VOLUME. NO INFORMATION EXISTS IN THE CLAIM FILE TO CONFIRM THIS FIGURE.

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Water Right Number:	41J 20525	5 <b>3-00</b> S	TATEM		- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	ROBBY L 1004 CAR GREAT FA	LOS DR	-			
<b>Priority Date:</b>	NOVEMBE	ER 26, 198	56			
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 S	PRING CREEK, EAST FORK
Source Type:	SURI	FACE WA	TER			
*Point of Diversion and I	Means of Div	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		County
1 Period of Diversion	<b>.</b> .		36 255 20	16N	2E	CASCADE
Diversion Means:	LIVESTO			M SOUI	RCF	
Period of Use:	MAY 1 TC				.02	
Place of Use:						
<u>ID</u> <u>Acres</u> <u>Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	SV	NWSW	36	16N	2E	CASCADE

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Water Right Number:	<b>41J 205254-00</b> Version: 1 C	STATE! RIGINAL	_	F CLA	IM	
	Statu	s: A	CTIVE			
Owners:	ROBBY L BRAT 1004 CARLOS D GREAT FALLS, I	R				
<b>Priority Date:</b>	NOVEMBER 26,	1956				
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS OF S	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, UNNAI		BUTARY	OF S	PRING CREEK, EAST FORK	
Source Type:	SURFACE	NATER				
*Point of Diversion and	Means of Diversion	:				
$\frac{\mathbf{ID}}{1}$ Govt	Lot Qtr S SESEN		<u>Тwp</u> 16N		<u>County</u> CASCADE	
	n: MAY 1 TO NOVE	-	-			
Diversion Means:	LIVESTOCK DIF			RCE		
Period of Use:	MAY 1 TO NOVE	MBER 3	J			
Place of Use:		~	_	_	-	
<u>ID</u> <u>Acres Govt</u>	Lot Qtr S	<u>ec</u> <u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County	
1	SESEN	N 36	16N	2E	CASCADE	

#### **Remarks:**

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Water Right Number:	41J 20525	5 <b>5-00</b> S	TATEM	IENT OF	- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	ROBBY L I 1004 CAR GREAT FA	LOS DR	-			
<b>Priority Date:</b>	NOVEMBE	ER 26, 198	56			
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	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, l	JNNAME	) TRIB	UTARY	OF S	PRING CREEK, EAST FORK
Source Type:	SURI	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			36 255 20	16N	2E	CASCADE
Diversion Means:					RCE	
Period of Use:	LIVESTOCK DIRECT FROM SOURCE MAY 1 TO NOVEMBER 30					
Place of Use:						
ID Acres Govt	<u>Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1	NW	/NWNW	36	16N	2E	CASCADE

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Water Right Number:	41J 205256-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROBBY L BRATTAIN 1004 CARLOS DR GREAT FALLS, MT 59404
<b>Priority Date:</b>	JANUARY 10, 1904
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:	SPANISH COULEE
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
ID Govt	LotQtr SecSecTwpRgeCountyNWNE217N2ECASCADE
<b>Period of Diversion</b>	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	W2 2 17N 2E CASCADE
	a: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
3	NWNW 11 17N 2E CASCADE
	n: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE

DECEMBER 16, 2010 41J 205256-00 Page 2 of 2

> Point of Diversion and Means of Diversion: ID Govt Lot Otr Sec Sec Twp **Rge** County 4 SE 35 18N 2E CASCADE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres Govt Lot Otr Sec Sec Twn Ree County

	Meres Gove Lot	<u>Qu bee</u>	bee	<u>1 "P</u>	<u>Rge</u> <u>county</u>
1		NWNE	2	17N	2E CASCADE
2		W2	2	17N	2E CASCADE
3		NWNW	11	17N	2E CASCADE
4		SE	35	18N	2E CASCADE

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	41J 205257-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	ROBBY L BRATTAIN 1004 CARLOS DR GREAT FALLS, MT 59404				
<b>Priority Date:</b>	SEPTEMBER 8, 1961				
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 SPANISH 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>				
1	SWSESE 2 17N 2E CASCADE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

DECEMBER 16, 2010 41J 205257-00 Page 2 of 2

Reservoir: ONSTREAM					
<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 2	<u>Twp</u> 17N	<u>Rge</u> 2E	<u>County</u> CASCADE
<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	EET		
THE CA DNRC.	PACITY, DA	AM HEIG	GHT, Al	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: MARCH	H 1 TO NOV	EMBER	30		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	SWSESE	2	17N	2E	CASCADE

#### **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."

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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:	41J 205258-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	ROBBY L BRATTAIN 1004 CARLOS DR GREAT FALLS, MT 59404				
Priority Date:	OCTOBER 1, 1971				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SPANISH 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>				
1	SWNESW 2 17N 2E CASCADE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

DECEMBER 16, 2010 41J 205258-00 Page 2 of 2

Reservoir: ONSTREAM					
<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESW	<u>Sec</u> 2	<u>Twp</u> 17N	<u>Rge</u> 2E	<u>County</u> CASCADE
<b>Diversion to Reservoir:</b>	DIVERS	SION # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	0.50	ACRES			
Capacity:	2.00	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	<u>Rge</u>	County
1	SWNESW	2	17N	2E	CASCADE

#### **Remarks:**

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

Water Right Number:	41J 205259-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROBBY L BRATTAIN 1004 CARLOS DR GREAT FALLS, MT 59404
<b>Priority Date:</b>	JANUARY 14, 1904
Type of Historical Right	: USE
Purpose(use):	DOMESTIC
Flow Rate:	15.00 GPM
Volume:	1.30 AC-FT
Households:	1
Maximum Acres:	0.25
Source Name:	SPRING, UNNAMED TRIBUTARY OF SPANISH COULEE
Source Type:	GROUNDWATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	NENESW 2 17N 2E CASCADE
	A: JANUARY 1 TO DECEMBER 31
Diversion Means:	
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 0.25	NENESW 2 17N 2E CASCADE
Total: 0.25	

**Remarks:** 

41J 205259-00

Page 2 of 2

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:	41J 205295-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	JANIE S BARFUSS PO BOX 352 WHITE SULPHUR SPRINGS, MT 59645 0352				
Priority Date:	MARCH 22, 1883				
Type of Historical Right	DECREED				
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 Areas	4 - MODERATELY LOW				
Maximum Acres:	95.00				
Source Name:	SMITH RIVER, NORTH FORK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Aeans of Diversion:				
ID Govt I	SWSESE 12 9N 6E MEAGHER				
	APRIL 15 TO OCTOBER 15				
<b>Diversion Means:</b> 2	HEADGATE SESWSE 12 9N 6E MEAGHER				
	: APRIL 15 TO OCTOBER 15				
<b>Diversion Means:</b>	HEADGATE				
Ditch Name:	GEIS-WOODSON-MILLER-SPENCER-HANSON DITCH				
Period of Use:	APRIL 15 TO OCTOBER 15				

#### 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	10.00	NWNE	24	9N	6E MEAGHER
2	5.00	SWNE	24	9N	6E MEAGHER
3	40.00	NENW	24	9N	6E MEAGHER
4	40.00	SENW	24	9N	6E MEAGHER
Total:	95.00				

#### **Remarks:**

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 06/29/2006.

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

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 100 MINER'S INCHES DECREED IN CASE NO. 380 , MEAGHER COUNTY. 205295-00, 214698-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 179-165 , DATED 09/17/1979 , 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:	41J 205308-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
<b>Priority Date:</b>	JUNE 1, 1962					
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 AGATE CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS SAWMILL CREEK					
*Point of Diversion and	Means of Diversion:					
ID Govt	Lot <u>Qtr Sec Sec Twp Rge County</u> SENE 2 7N 7E MEAGHER					
	a: MAY 1 TO OCTOBER 31					

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

DECEMBER 16, 2010 41J 205308-00 Page 2 of 2

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

ID	Govt L	ot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>	
2			S2	2	7N	7E	MEAGHER	
Period of Diversion: MAY 1 TO OCTOBER 31								
Divers	ion Means:	LIVESTO	CK DIREC	T FRO	M SOU	RCE		
3			W2	11	7N	7E	MEAGHER	
Period of Diversion: MAY 1 TO OCTOBER 31								
Divers	ion Means:	LIVESTO	CK DIREC	T FRO	M SOU	RCE		
Period of U	se:	MAY 1 TC	OCTOBE	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		SENE	2	7N	7E MEAGHER
2		S2	2	7N	7E MEAGHER
3		W2	11	7N	7E MEAGHER

#### 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON CATLIN RANCH LP 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.

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Water Right Number:	41J 205309-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
<b>Priority Date:</b>	JUNE 1, 1962					
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 SMITH RIVER, SOUTH FORK					
Source Type:	SURFACE WATER					
*Point of Diversion and 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> NW 2 7N 7E MEAGHER					
Period of Diversion: MAY 1 TO OCTOBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
Period of Use:	MAY 1 TO OCTOBER 31					

DECEMBER 16, 2010 41J 205309-00

Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge County
1		NW	2	7N	7E MEAGHER

#### **Remarks:**

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Water Right Number:	41J 20531	<b>0-00</b> S	TATEN	IENT OI	= CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	A	CTIVE			
Owners:	CATLIN RANCH LP 3660 HWY 12 W WHITE SULPHUR SPRINGS, MT 59645						
<b>Priority Date:</b>	JUNE 1, 1962						
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:	SMITH RIV	/ER, SOU	TH FC	RK			
Source Type:	SURF	FACE WA	TER				
*Point of Diversion and	Means of Div	ersion:					
IDGovt1	<u>Lot</u>	<u>Qtr Sec</u>	<u>Sec</u> 24	<u>Twp</u> 7N		<u>County</u> MEAGHER	
Period of Diversion: MAY 1 TO OCTOBER 31							
<b>Diversion Means:</b>	LIVESTOC			M SOU	RCE		
Period of Use: MAY 1 TO OCTOBER 31							
Place of Use:							
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1			24	7N	7E	MEAGHER	

#### **Remarks:**

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Water Right Number:	41J 205311-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE								
Owners:	CATLIN RANCH LP 3660 HWY 12 W WHITE SULPHUR SPRINGS, MT 59645								
<b>Priority Date:</b>	JUNE 1, 1962								
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 SMITH RIVER, 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> SENE 26 7N 7E MEAGHER								
	n: MAY 1 TO OCTOBER 31								
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE								
2	SWSE 26 7N 7E MEAGHER								
	n: MAY 1 TO OCTOBER 31								
Diversion Means:									
Period of Use:	MAY 1 TO OCTOBER 31								

### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SENE	26	7N	7E MEAGHER
2		SWSE	26	7N	7E MEAGHER

### **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:	41J 20531	1 <b>2-00</b> S	TATEN	IENT OI	- CLA	IM		
	Version:	1 ORI	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	GALT RAN 543 BIRCH WHITE SU	CREEK		GS, MT 8	59645			
<b>Priority Date:</b>	JUNE 1, 1	950						
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	JNNAME		BUTARY	OF R	OCK CREEK		
Source Type:	SUR	FACE WA	TER					
*Point of Diversion and I	Means of Div	version:						
$\frac{ID}{1}$ Govt I		<u>Qtr Sec</u> SESESE	<u>Sec</u> 24	<u>Twp</u> 13N		<u>County</u> MEAGHER		
Period of Diversion Diversion Means:	LIVESTO				RCE			
Period of Use:	JANUARY				(OL			
Place of Use:				-				
ID Acres Govt I	Lot	Qtr Sec	Sec	Twp	Rge	County		
1		SESESE	24	13N				

### Remarks:

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 03/02/2007.

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

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Water Right Number:	41J 205313-	00 STATE	MENT O	F CLA	IM					
	Version: 1	ORIGINAI	RIGHT							
	S	status: A	CTIVE							
Owners:	543 BIRCH C	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645								
<b>Priority Date:</b>	JUNE 1, 1950	)								
Type of Historical Righ	t: USE									
Purpose(use):	STOCK									
*Flow Rate:	CONSISTS C DITCH SYST	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:	STOCK WAT	ERING PUR T. ANIMAL U	POSES A NITS SH	AT THI 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	BUTARY	OF IN	NDIAN CREEK, EAST FORK					
Source Type:	SURFA	CE WATER								
*Point of Diversion and	Means of Diver	sion:								
<u>ID</u> <u>Govt</u>		tr Sec Sec	Twp		County					
1 Period of Diversio			13N	2E	MEAGHER					
Diversion Means:			-	RCE						
Period of Use:	JANUARY 1			NOL .						
Place of Use:			-							
ID Acres Govt	Lot O	tr Sec Sec	Twp	Rge	<u>County</u>					
1	<u> </u>		<u>13N</u>		 MEAGHER					
				26						

#### Remarks:

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 03/02/2007.

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:	41J 2053 <sup>-</sup>	1 <b>4-00</b> S	TATEM	IENT OF	= CLA	IM		
	Version:	1 ORI	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	GALT RAN 543 BIRCH WHITE SU	- CREEK		SS, MT 5	59645			
<b>Priority Date:</b>	JUNE 1, 1	962						
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,	UNNAME	) TRIB	UTARY	OF IN	NDIAN CREEK		
Source Type:	SUR	FACE WA	TER					
*Point of Diversion and I	Means of Div	version:						
$\frac{ID}{1}$ Govt 1		<u>Qtr Sec</u> SESENW	<u>Sec</u> 24	<u>Twp</u> 13N		<u>County</u> MEAGHER		
Period of Diversion	-	-			20	MEAGHER		
Diversion Means:	LIVESTO				RCE			
Period of Use:	JANUAR	( 1 TO DE	CEMB	ER 31				
Place of Use:								
ID Acres Govt 1	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1	S	SESENW	24	13N	2E	MEAGHER		

### Remarks:

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 03/02/2007.

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

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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."

# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

## **IMPORTANT NOTICE**

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Water Right Number:	41J 20531	1 <b>5-00</b> S	TATEN		- CLA	IM			
	Version:	1 ORI	GINAL	RIGHT					
		Status:	AC	CTIVE					
Owners:	SCHELHA 1500 STO CARROLL	NE DR		S LLC					
<b>Priority Date:</b>	JUNE 1, 1	962							
Type of Historical Right	:USE								
Purpose(use):	STOCK								
*Flow Rate:	CONSISTS DITCH SY	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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
*Source Name:	COTTONV		REEK						
Source Type:	SURI	FACE WA	TER						
*Point of Diversion and I	Means of Div	version:							
<u>ID</u> <u>Govt</u>	Lot	<u>Qtr Sec</u>	Sec	Twp		County			
1		E2SW	23	8N	7E	MEAGHER			
Period of Diversion									
<b>Diversion Means:</b>	LIVESTO								
2		NW	26	8N	7E	MEAGHER			
Period of Diversion									
Diversion Means:	LIVESTO								
3 Period of Diversion		S2	27	8N	/E	MEAGHER			
Diversion Means:	LIVESTO			M SOUI	RCE				

DECEMBER 16, 2010 41J 205315-00

Page 2 of 2

\*Point of Diversion and Means of Diversion:

<u>ID</u> <u>(</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>				
4		N2	28	8N	7E	MEAGHER				
Period of Diversion: MAY 1 TO OCTOBER 31										
Diversion Means: LIVESTOCK DIRECT FROM SOURCE										
Period of Use: MAY 1 TO OCTOBER 31										
Place of Use: <u>ID Acres Govt Lot</u> <u>Qtr Sec Twp Rge County</u>										

1	E2SW	23	8N	7E MEAGHER
2	NW	26	8N	7E MEAGHER
3	S2	27	8N	7E MEAGHER
4	N2	28	8N	7E MEAGHER

#### **Remarks:**

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Water Right Number:	41J 20531	1 <b>6-00</b> S	TATEN	IENT OF	- CLA	IM		
	Version:	1 ORI	GINAL	RIGHT				
		Status:	A	CTIVE				
Owners:	SCHELHA 1500 STO CARROLL	NE DR	-	S LLC				
<b>Priority Date:</b>	JUNE 1, 1	962						
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, I	JNNAME	D TRIE	BUTARY	OF C	OTTONWOOD 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> ENESW	<u>Sec</u> 22	<u>Twp</u> 8N		<u>County</u> MEAGHER		
Period of Diversion								
<b>Diversion Means:</b>	LIVESTO			M SOUI	RCE			
Period of Use:	MAY 1 TC	OCTOBE	ER 31					
Place of Use:								
ID <u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County		
1	S	ENESW	22	8N	7E	MEAGHER		

### **Remarks:**

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Water Right Number:	41J 20531	1 <b>7-00</b> S	TATEN	IENT OF	- CLA	IM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	A	CTIVE			
Owners:	SCHELHA 1500 STOI CARROLL	NE DR		S LLC			
<b>Priority Date:</b>	JUNE 1, 19	962					
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:	STOCK W	ATERING NIT. ANIM	PURF 1AL UN	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, l	JNNAME	) TRIE	BUTARY	OF F	ORDS CREEK	
Source Type:	SURF	FACE WA	TER				
*Point of Diversion and	Means of Div	version:					
ID Govt	N\	<u>Qtr Sec</u> NSWNE	<u>Sec</u> 15	<u>Twp</u> 8N		<u>County</u> MEAGHER	
Period of Diversion	-		-				
Diversion Means:	LIVESTO			M SOUI	RCE		
Period of Use:	MAY 1 TO	OCTOBE	:R 31				
Place of Use:							
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1	N	WSWNE	15	8N	7E	MEAGHER	

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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:	41J 205318-00 STATEMENT OF CLAIM								
	Version: 1 ORIGINAL RIGHT								
	Status: ACTIVE								
Owners:	CATLIN RANCH LP 3660 HWY 12 W WHITE SULPHUR SPRINGS, MT 59645								
	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.								
<b>Priority Date:</b>	JUNE 1, 1962								
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 SMITH RIVER, SOUTH FORK								
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> SWNW 34 8N 7E MEAGHER								

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

DECEMBER 16, 2010 41J 205318-00

Page 2 of 2

*Point of Diversion and Means of Diversion:												
ID	<u>Govt I</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>						
2			W2SW	34	8N	7E	MEAGHER					
Perio	Period of Diversion: MAY 1 TO OCTOBER 31											
Dive	rsion Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE						
Period of	OCTOBE	R 31										
Place of U	J <b>se:</b>											
ID	Acres Govt Lot		<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>					
1			SWNW	34	8N	7E	MEAGHER					
2			W2SW	34	8N	7E	MEAGHER					

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:	41J 2053 <sup>2</sup>	1 <b>9-00</b> S	TATEN		- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	A	CTIVE		
Owners:	SCHELHAMMER RANCHES LLC 1500 STONE DR CARROLLTON, TX 75010					
<b>Priority Date:</b>	JUNE 1, 1	962				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	S OF STO STEM. TI	CK DR HE FL(	NKING	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	PURF	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, I	UNNAME	) TRIE	BUTARY	OF C	OTTONWOOD CREEK
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and I	Means of Div	version:				
$\frac{\mathbf{ID}}{1}$ Govt		<u>Qtr Sec</u> WNESW	<u>Sec</u> 26	<u>Twp</u> 8N		<u>County</u> MEAGHER
Period of Diversion						
<b>Diversion Means:</b>	LIVESTO		-	M SOUI	RCE	
Period of Use:	MAY 1 TC	OCTOBE	ER 31			
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	S	WNESW	26	8N	7E	MEAGHER

### **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 SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

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Water Right Number:	41J 20532	2 <b>0-00</b> S	TATEN		- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	A	CTIVE		
Owners:	SCHELHAMMER RANCHES LLC 1500 STONE DR CARROLLTON, TX 75010					
<b>Priority Date:</b>	JUNE 1, 19	962				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	S OF STO STEM. TH	CK DR HE FLC	NKING	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	) TRIE	BUTARY	OF C	OTTONWOOD CREEK
Source Type:	SURI	FACE WA	TER			
*Point of Diversion and I	Means of Div	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u> WNWSE	<u>Sec</u> 22	<u>Twp</u> 8N		<u>County</u> MEAGHER
Period of Diversion						
<b>Diversion Means:</b>	LIVESTO			M SOUI	RCE	
Period of Use:	MAY 1 TC	ОСТОВЕ	ER 31			
Place of Use:						
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	S	WNWSE	22	8N	7E	MEAGHER

41J 205320-00

Page 2 of 2

### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:	41J 205321-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570						
	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570						
<b>Priority Date:</b>	DECEMBER 31, 1900						
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:	HORSE CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> <u>Govt</u>							
-	NWNWNE 36 12N 5E MEAGHER						
	a: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE							

DECEMBER 16, 2010 41J 205321-00 Page 2 of 2

Point of Diversion and Means of Diversion:								
<u>ID</u>	<u>Govt I</u>	ot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>	
2			NENENW	36	12N	5E	MEAGHER	
Peri	Period of Diversion: MAY 1 TO OCTOBER 31							
Dive	rsion Means:	LIVEST	OCK DIREC	T FRO	M SOUI	RCE		
Period of	Use:	MAY 1	ТО ОСТОВЕ	R 31				
Place of Use:								
<u>ID</u>	<u>Acres</u> <u>Govt L</u>	ot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>	
1			NWNWNE	36	12N	5E	MEAGHER	
2			NENENW	36	12N	5E	MEAGHER	

#### 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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON DONALD W. JOHNSTON LAND.

THE CLAIMED PLACE OF USE COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

THE LEGAL LAND DESCRIPTION FOR POINT OF DIVERSION NO. 1 COULD NOT BE REFINED FROM INFORMATION IN THE FILE. THIS CLAIMED POINT OF DIVERSION CANNOT BE CONFIRMED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

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Water Right Number:	41J 205322-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570
	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570
<b>Priority Date:</b>	DECEMBER 31, 1900
Type of Historical Righ	t: FILED
Purpose(use):	STOCK
Flow Rate:	170.54 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 WHITETAIL DEER CREEK
Source Type:	GROUNDWATER
<b>*Point of Diversion and</b>	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NESWSW 36 12N 5E MEAGHER
Period of Diversion	n: MAY 1 TO OCTOBER 31
<b>Diversion Means:</b>	DEVELOPED SPRING
Period of Use:	MAY 1 TO OCTOBER 31

### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		NESWSW	36	12N	5E MEAGHER

### **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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON DONALD W JOHNSTON 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**

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Water Right Number:	41J 205323-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570				
	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570				
Priority Date:	DECEMBER 31, 1900				
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 WHITETAIL DEER CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
$\frac{\mathbf{ID}}{1}$ Govt	S2 36 12N 5E MEAGHER				
	a: MAY 1 TO OCTOBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	MAY 1 TO OCTOBER 31				

### Place of Use:

ID	Acres Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge County
1		S2	36	12N	5E MEAGHER

### **Remarks:**

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THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON DONALD W JOHNSTON 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.

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

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Water Right Number:	41J 205324-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
	RONALD L JACKSON					
	PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
<b>Priority Date:</b>	DECEMBER 31, 1946					
Type of Historical Right	t: FILED					
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:					
<u>ID</u> <u>Govt</u>	<u>Lot Qtr Sec Sec Twp Rge County</u> NWSWNE 11 9N 6E MEAGHER					
Period of Diversion	: SEPTEMBER 1 TO MAY 31					
Diversion Means:	WELL					
Period of Use:	SEPTEMBER 1 TO MAY 31					

DECEMBER 16, 2010 41J 205324-00

Page 2 of 2

#### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		NWSWNE	11	9N	6E MEAGHER

### **Remarks:**

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# **PRELIMINARY DECREE SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

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Water Right Number:	41J 205325-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
	RONALD L JACKSON					
	PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
<b>Priority Date:</b>	DECEMBER 31, 1913					
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>	Lot <u>Qtr Sec Sec Twp Rge</u> County SWNESW 30 9N 6E MEAGHER					
<b>Period of Diversion</b>	a: MAY 1 TO NOVEMBER 30					
<b>Diversion Means:</b>	WELL					
Period of Use:	MAY 1 TO NOVEMBER 30					

DECEMBER 16, 2010 41J 205325-00

Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1		SWNESW	30	9N	6E MEAGHER

### **Remarks:**

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Water Right Number:	41J 205326-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570			
	RONALD L JACKSON			
	PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570			
<b>Priority Date:</b>	DECEMBER 31, 1913			
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>	Lot <u>Qtr Sec Sec Twp Rge County</u> SENWSE 30 9N 6E MEAGHER			
Pariod of Diversion	I: JANUARY 1 TO DECEMBER 31			
Diversion Means:	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

DECEMBER 16, 2010 41J 205326-00

Page 2 of 2

### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	Qtr Sec	Sec	Twp	Rge County
1		SENWSE	30	9N	6E MEAGHER

### **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:	41J 205327-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570			
	RONALD L JACKSON			
	PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570			
<b>Priority Date:</b>	DECEMBER 31, 1948			
Type of Historical Righ	t: FILED			
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:				
$\underline{ID}_{1}$ <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County NESWNW 12 9N 6E MEAGHER			
Period of Diversion: JANUARY 1 TO DECEMBER 31				
Diversion Means:	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

DECEMBER 16, 2010 41J 205327-00

Page 2 of 2

#### Place of Use:

ID	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NESWNW	12	9N	6E MEAGHER

### **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 SMITH RIVER BASIN 41J 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:	41J 20532	2 <b>8-00</b> S	TATEM		- CLA	IM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645					
<b>Priority Date:</b>	AUGUST 1	I, 1947				
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:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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	) TRIE	BUTARY	OF W	VOODS GULCH CREEK
Source Type:	SURI	FACE WA	TER			
*Point of Diversion and I	Means of Div	version:				
$\frac{ID}{1}$ Govt		<u>Qtr Sec</u> ENWNE	<u>Sec</u> 26	<u>Twp</u> 9N		<u>County</u> MEAGHER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTO				RCE	
Period of Use:	JANUARY	′ 1 TO DE	CEMB	ER 31		
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	S	ENWNE	26	9N	5E	MEAGHER

41J 205328-00

Page 2 of 2

### Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 SMITH RIVER BASIN 41J 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>41J 205329-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570
<b>Priority Date:</b>	DECEMBER 31, 1917
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
$\frac{\mathbf{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SENENW 24 9N 5E MEAGHER
Period of Diversior Diversion Means:	a: OCTOBER 1 TO MAY 31 WELL
Period of Use:	OCTOBER 1 TO MAY 31
Place of Use:	
ID <u>Acres</u> Govt 1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	SENENW 24 9N 5E MEAGHER

**Remarks:** 

41J 205329-00

Page 2 of 2

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:	41J 205330-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT Status: ACTIVE		
Owners:	GALT RANCH LP		
	543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645		
Priority Date:	DECEMBER 31, 1915		
Type of Historical Right	: 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:		
$\frac{\mathbf{ID}}{1}$ Govt	SESENE 26 9N 5E MEAGHER		
	a: JANUARY 1 TO DECEMBER 31		
Diversion Means: Period of Use:	WELL JANUARY 1 TO DECEMBER 31		
	JANUART TTO DECEMBER 31		
Place of Use: ID Acres Govt 1	Lot Qtr Sec Sec Twp Rge County		
1	SENE 26 9N 5E MEAGHER		

#### Remarks:

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

205330-00 205333-00

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 SMITH RIVER BASIN 41J ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

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Water Right Number:	41J 20533	<b>1-00</b> S	TATEN		- CLA	IM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	RONALD L PO BOX 57 WHITE SU	70		GS, MT 5	59645	0570
<b>Priority Date:</b>	DECEMBE	R 31, 191	4			
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. ANIN	PURP 1AL UN	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, L	JNNAME	) TRIE	BUTARY	OF W	VOODS GULCH CREEK
Source Type:	SURF	FACE WA	TER			
*Point of Diversion and I	Means of Div	ersion:				
ID Govt 1 1 Period of Diversion	N	<u>Qtr Sec</u> IENESE OCTOBE	<u>Sec</u> 24 R 31	<u>Twp</u> 9N		<u>County</u> MEAGHER
Diversion Means:	LIVESTO			M SOUI	RCE	
Period of Use:	MAY 1 TO	OCTOBE	ER 31			
Place of Use:						
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	Ν	IENESE	24	9N	5E	MEAGHER

41J 205331-00

#### 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.

205331-00 205339-00

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 Rigl	ht Number:	41J 20533	<b>32-00</b> S <sup>-</sup>	TATEM	IENT OI	F CLA	IM	
		Version:	1 ORI0	GINAL	RIGHT			
			Status:	AC	TIVE			
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570							
		PO BOX 5	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
Priority Da	ate:	DECEMBER 31, 1890						
Type of His	storical Right	: FILED						
Purpose(us	(use): MULTIPLE DOMESTIC							
Flow Rate	:	30.00 GPN	1					
Volume:		4.00 AC-F	Т					
I	Households:	2						
Maximum	Acres:	1.00						
Source Na	me:	GROUND	NATER					
Source	Туре:	GROUNDWATER						
Point of D	iversion and I	Means of Div	version:					
<u>ID</u> 1	<u>Govt I</u>		<u>Qtr Sec</u> SWNW	<u>Sec</u> 12	<u>Twp</u> 9N	<u>Rge</u> 6E	<u>County</u> MEAGHER	
	d of Diversion		1 TO DE	CEMBE	R 31			
	Diversion Means: WELL							
Period of U	Use:	JANUARY	1 TO DE	CEMBE	-R 31			
Place of Us								
ID	<u>Acres</u> Govt I	<u>lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>	
1	1.00	NE	ESWNW	12	9N	6E	MEAGHER	

DEC	EMBER 16, 2010	
41J	205332-00	

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<b>Qtr Sec</b>	Sec	Twp	Rge	County
Total:	1.00					

### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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: 41J 205333-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT					IM	
	version.	Status:		TIVE		
Owners: GALT RANCH LP 543 BIRCH CREEK RD WHITE SULPHUR SPRINGS, MT 59645						
Priority Date:	DECEMBER 31, 1915					
Type of Historical Right	: FILED					
Purpose(use):	DOMEST	ΊC				
Flow Rate:	8.00 GPN	Λ				
Volume:	1.50 AC-I	FT				
Households:	1					
Maximum Acres:	0.25					
Source Name:	GROUNE	OWATER				
Source Type:	GRO	DUNDWAT	ER			
Point of Diversion and I	Means of D	iversion:				
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$	<u>Lot</u>	<u>Qtr Sec</u> SESENE	<u>Sec</u> 26	<u>Twp</u> 9N		<u>County</u> MEAGHER
Period of Diversion		Y 1 TO DE	CEMBE	ER 31		
Diversion Means:						
Period of Use:	Period of Use: JANUARY 1 TO DECEMBER 31					
Place of Use:			a	-		
ID <u>Acres Govt I</u>	<u>_ot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		<u>County</u>
1 0.25		SESENE	26	9N	5E	MEAGHER
<b>Total:</b> 0.25						

#### Remarks:

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

205330-00 205333-00

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41J 205334-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
Priority Date:	JULY 31, 1878					
Type of Historical Right	DECREED					
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 Areas	4 - MODERATELY LOW					
Maximum Acres:	441.00					
Source Name: Source Type:	SMITH RIVER, NORTH FORK SURFACE WATER					
Point of Diversion and N	Aeans of Diversion:					
ID Govt I	NENESW 7 9N 7E MEAGHER					
	: MAY 1 TO OCTOBER 1 HEADGATE					
Diversion Means: Period of Use:	MAY 1 TO OCTOBER 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	58.00	S2SW	2	9N	6E MEAGHER
2	117.00	NE	11	9N	6E MEAGHER
3	152.00	NW	11	9N	6E MEAGHER
4	80.00	N2SW	11	9N	6E MEAGHER
5	34.00	SWNW	12	9N	6E MEAGHER
Total:	441.00				

#### **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.

205334-00 205335-00 205336-00 205337-00 205338-00

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:	: 41J 205335-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	OAKLEY R JACKSON ***DECEASED*** PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
	RONALD L JACKSON PO BOX 570 WHITE SULPHUR SPRINGS, MT 59645 0570					
Priority Date:	APRIL 24, 1962					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	7.50 CFS					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 4 - MODERATELY LOW					
Maximum Acres:	441.00					
*Source Name:	SMITH RIVER, NORTH FORK					
Source Type:	SURFACE WATER					
*Source Name:	LAKE CREEK					
Source Type:	SURFACE WATER					
	LAKE CREEK IS THE CLAIMED SOURCE.					

DECEMBER 16, 2010 41J 205335-00

Page 2 of 3

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

]	<u>D</u> <u>Govt I</u>	<u>ot Qtr Sec Sec Twp Rge County</u>
	1	NENESW 7 9N 7E MEAGHER
	*Source Name:	SMITH RIVER, NORTH FORK
	Period of Diversion	: MAY 1 TO OCTOBER 1
	<b>Diversion Means:</b>	HEADGATE
	2	NESENE 19 10N 8E MEAGHER
	Source Name:	LAKE CREEK
	Period of Diversion	: MAY 1 TO OCTOBER 1
	<b>Diversion Means:</b>	UNKNOWN
		POINT OF DIVERSION #1 IS THE CONFLUENCE OF LAKE CREEK AND NORTH FORK SMITH RIVER. WATER FROM LAKE CREEK IS CONVEYED BY NORTH FORK SMITH RIVER WHICH IS USED AS A NATURAL CARRIER TO SECONDARY POINT OF DIVERSION NUMBER 1 ON SMITH RIVER, NORTH FORK.
	• 1 0 1 1	

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	58.00	S2SW	2	9N	6E MEAGHER
2	117.00	NE	11	9N	6E MEAGHER
3	152.00	NW	11	9N	6E MEAGHER
4	80.00	N2SW	11	9N	6E MEAGHER
5	34.00	SWNW	12	9N	6E MEAGHER
Total:	441.00				

#### 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.

205334-00 205335-00 205336-00 205337-00 205338-00

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. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED.

IT APPEARS POINT OF DIVERSION NO. 2 MAY BE INCORRECT. THE EXISTENCE OF A DIVERSION FACILITY AND CONVEYANCE DITCH CANNOT BE CONFIRMED FROM AVAILABLE DATA.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON LAKE CREEK, A TRIBUTARY OF NORTH FORK SMITH RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 380 MEAGHER COUNTY.

WATER IS NOT DIVERTED FROM THE SOURCE CLAIMED. A HISTORICAL APPROPRIATION FROM THE CLAIMED SOURCE CANNOT BE CONFIRMED. A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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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