### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113961-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	SIDNEY D BOLLINGER 249 BOLLINGER RD ANGELA, MT 59312 9508					
<b>Priority Date:</b>	DECEMBER 31, 1970					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	HAY CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENW916N40EGARFIELD					
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					

AUGUST 19, 2020 40D 113961-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 9	<u>Тwp</u> 16N	<u>Rge</u> 40E	
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	1, 1 1	/ERSION # 7 4.00 FEET 1.00 FEET 3.31 ACRES 4.56 ACRE-	3			
	THE CAPACI BEEN ESTIM	,	,	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	O DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SWNENW	9	16N	40E	GARFIELD

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 113961-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40D 113962-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SIDNEY D BOLLINGER 249 BOLLINGER RD ANGELA, MT 59312 9508				
Priority Date:	DECEMBER 31, 1950				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	HAY CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWSW1016N40EGARFIELD				
*Period of Diversion Diversion Means:	JANUARY 1 TO DECEMBER 31				
Diversion means:	DAM THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 19, 2020 40D 113962-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp SWSWSW 40E GARFIELD 16N 10 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWSWSW 10 40E GARFIELD 16N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 113963-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SIDNEY D BOLLINGER 249 BOLLINGER RD ANGELA, MT 59312 9508				
Priority Date:	DECEMBER 31, 1954				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF LANGS FORK CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Aeans of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
-	3 NW 4 16N 40E GARFIELD				
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 19, 2020 40D 113963-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NW 40E GARFIELD 16N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 3 NW 4 40E GARFIELD 16N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 113964-00 STATEMENT OF CLAIM						
	Version:	Version: 2 REEXAMINED					
		Statu	s: A	CTIVE			
Owners:	SIDNEY D 249 BOLLI ANGELA,	INGER	RD				
Priority Date:	DECEMBE	ER 31,	1915				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	MRES	SERVOIR	. THE	FLOW I	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKW/ ANIMAL U	ATERIN NIT. AI Y AND	NG PURP	OSES NITS S	AT THE	E RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAME	) TRIE	BUTARY (	OF LAI	NGS FO	RK C	REEK
Source Type:	SUR	FACE \	WATER				
*Point of Diversion and M	<b>Means of Div</b>	ersion:					
<u>ID</u> 1	<u>Govt Lot</u> 9		<u>Qtr Sec</u> NE	<u>Sec</u> 4	<u>Twp</u> 16N		<u>County</u> GARFIELD
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM						
	THE PERI CLAIM.	OD OF	DIVERS	ION H	AS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS

AUGUST 19, 2020 40D 113964-00 Page 2 of 2

> **ONSTREAM** \*Reservoir: T<u>wp</u> **Govt Lot Otr Sec** Sec **Rge** County NE 40E GARFIELD 16N 9 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 8 40E GARFIELD NE Δ 16N

#### Remarks:

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

THE PLACE OF USE APPEARS TO NEED MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION AND RESERVOIR RECORD. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION APPEARS TO BE LOT 9 IN SEC 4 TWP 16N RGE 40E GARFIELD COUNTY.

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

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

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Water Right Number:	40D 113965-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SIDNEY D BOLLINGER 249 BOLLINGER RD ANGELA, MT 59312 9508				
Priority Date:	DECEMBER 31, 1950				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF LANGS FORK CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESE3117N40EGARFIELD				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 19, 2020 40D 113965-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp NWNESE 40E GARFIELD 31 17N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNESE 31 40E GARFIELD 17N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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Water Right Number:	40D 113966-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SIDNEY D BOLLINGER 249 BOLLINGER RD ANGELA, MT 59312 9508				
Priority Date:	DECEMBER 31, 1950				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	HAY CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSW1016N40EGARFIELD				
	JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 19, 2020 40D 113966-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp SESWSW 40E GARFIELD 16N 10 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SESWSW 10 40E GARFIELD 16N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND 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:	40D 113967-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SIDNEY D BOLLINGER 249 BOLLINGER RD ANGELA, MT 59312 9508				
Priority Date:	DECEMBER 31, 1965				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF LANGS FORK CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Aeans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESW216N40EGARFIELD				
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 19, 2020 40D 113967-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp NENESW 40E GARFIELD 16N 2 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 2 40E GARFIELD NENESW 16N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING 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:	40D 113968-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SIDNEY D BOLLINGER 249 BOLLINGER RD ANGELA, MT 59312 9508				
Priority Date:	DECEMBER 31, 1968				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF LONE TREE CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty1NE616N40EGARFIELD				
	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 19, 2020 40D 113968-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NE 40E GARFIELD 16N 6 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 40E GARFIELD 1 NE 6 16N 2 4 NW 5 16N 40E GARFIELD ..... ......

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 113969-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SIDNEY D BOLLINGER 249 BOLLINGER RD ANGELA, MT 59312 9508				
Priority Date:	DECEMBER 31, 1958				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF LANGS FORK CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
$\frac{ID}{1}$	Govt Lot Qtr Sec Sec Twp Rge County   SESENE 32 17N 40E GARFIELD				

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 113969-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SESENE	<u>Sec</u> 32	<u>Twp</u> 17N	<u>Rge</u> 40E	<u>County</u> GARFIELD
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	10 7 3	ERSION # 1 .00 FEET .00 FEET .27 ACRES .16 ACRE-	6			
	THE CAPACIT BEEN ESTIMA	,	,	MAXIM	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TO	D DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SESENE	32	17N	40E	GARFIELD

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 113969-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113970-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SANTO ARROYO TRUST PO BOX 54 JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1964				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SANTO ARROYO CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENW3316N38EGARFIELD				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 19, 2020 40D 113970-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENW 38E GARFIELD 16N 33 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 33 38E GARFIELD SESENW 16N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113971-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	SANTO ARROYO TRUST PO BOX 54 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1954
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF TEEPEE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
•	NWSWSW 31 16N 38E GARFIELD
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
Diversion means.	

*Reservoir: ON	STREAM	<b>Reservoir</b>	Name: RO	DBERTS	ON PAS	ST RES.
	<u>Govt Lot</u>	<u>Qtr</u> NWSW		<u>Twp</u> 16N	<u>Rge</u> ( 38E (	<u>County</u> GARFIELD
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: [	DIVERSIO 13.00 FE 10.00 FE 4.70 AC 18.80 AC	ET ET			
*Period of Use:	THE CAPAO BEEN ESTI JANUARY 1	MATED BY	Y DNRC.		JM DEP	PTH, AND SURFACE AREA HAVE
Place of Use: <u>ID</u> <u>Acres</u> 1	<u>Govt Lot</u>	<u>Qtr</u> NWSW		<u>Twp</u> 16N	<u>Rge</u> ( 38E (	<u>County</u> GARFIELD

#### **Remarks:**

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

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 113972-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SANTO ARROYO TRUST PO BOX 54 JORDAN, MT 59337
Priority Date:	JUNE 30, 1972
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SANTO ARROYO CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
1 *Pariod of Diversion	Govt Lot Qtr Sec Sec Twp Rge County   SWSW 3 15N 38E GARFIELD

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

*Reservoir: O	NSTREAM	Reservoir Name	BIC	S NEW I	DAM	
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSW	<u>Sec</u> 3	<u>Twp</u> 15N		<u>County</u> GARFIELD
<b>Diversion to</b>	Reservoir: D	IVERSION # 1				
Dam Height	:	10.00 FEET				
Depth:		7.00 FEET				
Surface Area	a:	3.04 ACRES				
Capacity:		8.51 ACRE-F	EET			
		ITY, DAM HEI 1ATED BY DNI		MAXIMU	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBE	R 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SWSW	3	15N	38E	GARFIELD

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 113972-00 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:	40D 113973-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SANTO ARROYO TRUST PO BOX 54 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1958
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SANTO ARROYO CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESE2016N38EGARFIELD
	: JANUARY 1 TO DECEMBER 31
Divorcion Mooner	

**Diversion Means:** DAM

:	*Reservoir:	ONSTREAM	Reserv	oir Nam	e: BIC	g dam		
		<u>Govt L</u>	ot	<u>Qtr Sec</u> NESE	<u>Sec</u> 20	<u>Twp</u> 16N	<u>Rge</u> 38E	<u>County</u> GARFIELD
	Diversior	to Reservoir:	DIVERS	SION # 1				
	Dam Hei	ght:	15.00	FEET				
	Depth:		12.00	FEET				
	Surface A	rea:	26.23	ACRES	3			
	Capacity	:	125.90	ACRE-	FEET			
			PACITY, E STIMATEE		-	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Perio	d of Use:	JANUA	RY 1 TO D	ECEMB	ER 31			
Place	of Use:							
ID	Acr	es <u>Govt L</u>	ot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1				SE	20	16N	38E	GARFIELD
2				SW	21	16N	38E	GARFIELD
3				NW	28	16N	38E	GARFIELD

#### **Remarks:**

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

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

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

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

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

AUGUST 19, 2020 40D 113973-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 113974-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	SANTO ARROYO TRUST PO BOX 54 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1954
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SANTO ARROYO CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
-	NWNENW 32 16N 38E GARFIELD I: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

*Reservoir: ONS	STREAM	Reservoir Nam	e: PIT	Г #2		
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 32	<u>Тwp</u> 16N		<u>County</u> GARFIELD
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	eservoir: [	DIVERSION # 1 9.00 FEET 6.00 FEET 2.87 ACRES 6.89 ACRE-	6			
*Period of Use:	BEEN ESTI	CITY, DAM HEI MATED BY DN	RC.	ΜΑΧΙΜΙ	JM DE	PTH, AND SURFACE AREA HAVE
Place of Use: <u>ID</u> <u>Acres</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENW	<u>Sec</u> 32	<u>Twp</u> 16N		<u>County</u> GARFIELD

#### **Remarks:**

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

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 113975-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SANTO ARROYO TRUST PO BOX 54 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1954
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF TEEPEE CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
ID 1 *Pariad of Diversion	Govt Lot Qtr Sec Sec Twp Rge County   SWNENW 6 15N 38E GARFIELD   Y JANUJARY 1 TO DECEMBER 31

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

*Reservoir: ON	ISTREAM	Reservoir Nam	e: TIN	N SHAC	K	
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 6	<u>Twp</u> 15N		<u>County</u> GARFIELD
Diversion to F Dam Height: Depth:	Reservoir: C	0IVERSION # 1 8.00 FEET 5.00 FEET	l			
Surface Area: Capacity:		1.48 ACRES 2.96 ACRE-	-			
		CITY, DAM HEI MATED BY DN		MAXIM	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SWNENW	6	15N	38E	GARFIELD

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 113975-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 113976-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	SANTO ARROYO TRUST PO BOX 54 JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1954					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SANTO ARROYO CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and I	Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 29 16N 38E GARFIELD					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
Diversion Means:						

**Diversion Means:** DAM

	*Reservoir:	ONSTREAM	Reservoir Nam	e: 15	T PIT		
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSW	<u>Sec</u> 29	<u>Twp</u> 16N		<u>County</u> GARFIELD
	Diversion t Dam Heigh Depth: Surface Ar Capacity:		DIVERSION # 1 11.00 FEET 8.00 FEET 1.80 ACRES 5.76 ACRE-	6			
			CITY, DAM HEI IMATED BY DN	'	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
*Peri	od of Use:	JANUARY	1 TO DECEMB	ER 31			
Plac <u>ID</u> 1	e of Use: <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSW	<u>Sec</u> 29	<u>Twp</u> 16N		<u>County</u> GARFIELD

### **Remarks:**

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

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113977-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SANTO ARROYO TRUST PO BOX 54 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1955
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	80.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	40.00
*Source Name: Source Type:	UNNAMED TRIBUTARY OF SANTO ARROYO CREEK SURFACE WATER
Point of Diversion and N	Ieans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW3316N38EGARFIELD
	: MARCH 1 TO SEPTEMBER 30
Diversion Means:	
Period of Use:	MARCH 1 TO SEPTEMBER 30

<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1	24.00		W2NW	33	16N	38E	GARFIELD
2	16.00		SENW	33	16N	38E	GARFIELD
Total:	40.00						

### **Remarks:**

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

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113978-00   STATEMENT OF CLAIM     Version:   2 REEXAMINED     Status:   ACTIVE
Owners:	ROSS RANCH & LIVESTOCK CO PO BOX 43 JORDAN, MT 59337
	JACK ROSS PO BOX 42 JORDAN, MT 59337
Priority Date:	OCTOBER 1, 1942
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
$\frac{\text{ID}}{4}$	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
*Period of Diversion Diversion Means:	NENENE 33 18N 41E GARFIELD a: JANUARY 1 TO DECEMBER 31 DAM

AUGUST 19, 2020 40D 113978-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NENENE	<u>Sec</u> 33	<u>Twp</u> 18N		<u>County</u> GARFIELD
Diversion to R	eservoir: DIVE	RSION # <sup>·</sup>	1			
Dam Height:	9.	00 FEET				
Depth:	6.	00 FEET				
Surface Area:	0.	76 ACRE	S			
Capacity:	1.8	32 ACRE-	FEET			
	THE CAPACITY BEEN ESTIMAT	,	,	MAXIM	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TC	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NENE	33	18N	41E	GARFIELD

### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 113978-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113979-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1960
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE1419N42EGARFIELD
Period of Diversior Diversion Means:	n: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			NENESE	14	19N	42E GARFIELD

### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113980-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
Priority Date:	APRIL 6, 1970
Type of Historical Right	t: FILED
Purpose(use):	STOCK
Flow Rate:	6.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	SENENW 34 19N 42E GARFIELD n: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<b><u>Rge</u></b> County
1			SENENW	34	19N	42E GARFIELD

### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113981-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1960
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NWNWSW 15 19N 42E GARFIELD n: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<b><u>Rge</u></b> County
1			NWNWSW	15	19N	42E GARFIELD

### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113982-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
<b>Priority Date:</b>	DECEMBER 31, 1938
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	6.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
-	NENWNE 16 19N 42E GARFIELD
Diversion Means:	n: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			NENWNE	16	19N	42E GARFIELD

### Remarks:

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

113982-00 114001-00

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

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

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

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

### **IMPORTANT NOTICE**

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE DRY CREEK DRAINAGE (BASIN 40D ) AND USES IT IN THE DRY CREEK DRAINAGE (BASIN 40D ) AND THE MISSOURI RIVER, BETWEEN MUSSELSHELL RIVER AND FORT PECK DAM DRAINAGE (BASIN 40E ). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

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

Water Right Number:	40D 113983-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ROBERT G GIBBS PO BOX 417 JORDAN, MT 59337
	DEBORAH L GIBBS PO BOX 417 JORDAN, MT 59337
Priority Date:	JANUARY 4, 1963
Type of Historical Right	:: FILED
Purpose(use):	STOCK
Flow Rate:	20.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

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Point of Diversion and Means of Diversion:

<u>ID</u> 1		Govt Lot	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 20	<u>Twp</u> 18N	<u>Rge</u> 43E	<u>County</u> GARFIELD
Period	of Diversion	: JANUARY 1	TO DECEMB	ER 31			
Diversi	ion Means:	WELL					
Period of U	se:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use	:						
ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SENENW	17	18N	43E	GARFIELD
2			SESENW	17	18N	43E	GARFIELD
3			SWSWSE	17	18N	43E	GARFIELD
4			NESESE	17	18N	43E	GARFIELD

#### Remarks:

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

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

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

THIS INTERBASIN TRANSFER CLAIM WAS NOT INCLUDED IN THE 40E BASIN TEMPORARY PRELIMINARY DECREE ISSUED 03/07/1985.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113984-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ROBERT G GIBBS PO BOX 417 JORDAN, MT 59337
	DEBORAH L GIBBS PO BOX 417 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1962
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF CALAMITY COULEE
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW1318N42EGARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
Diversion Means: Ditch Name:	DAM TANDY POND DITCH

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reser	voir:	ONSTREAM					
		Govt Lot	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 13	<u>Twp</u> 18N	<u>Rge</u> 42E	<u>County</u> GARFIELD
Di	iversion	to Reservoir:	DIVERSION # 1	1			
Period of U	se:	JANUARY	1 TO DECEMB	ER 31			
Place of Us	e:						
ID	Acre	<u>s</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			SESWNW	13	18N	42E	GARFIELD
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR							

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 1139	85-00	STATE	MENT	OF CLA	١M	
	Version:	3 R	EEXAMI	NED			
		Statu	s: A	CTIVE			
Owners:	BEVERLY 513 VAN N JORDAN,	IORMA	N RD				
	PATRICK 513 VAN N JORDAN,	IORMA	N RD				
<b>Priority Date:</b>	DECEMBE	R 31, ′	1900				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:			-		-	-	AUSE THIS USE CONSISTS OF DURCE, OR FROM A DITCH SYSTEM.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	BIG DRY (	CREEK					
Source Type:	SUR	FACE V	VATER				
Point of Diversion and I	Means of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>		Qtr Sec SEN2	<u>Sec</u> 34	<u>Тwp</u> 19N		<u>County</u> GARFIELD
Period of Diversion Diversion Means: 2	I: JANUARY		DECEMB	ER 31	URCE		GARFIELD
Period of Diversion Diversion Means:	: JANUARY LIVESTO				URCE		

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

<u>ID</u> 3	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u> 22	<u>Twp</u> 19N	<u>Rge</u> 42E	<u>County</u> GARFIELD
Period of Diversion	: JANUARY 1 TO	DECEMBI			τ∠∟	OAR ILLD
Diversion Means:	LIVESTOCK DI	RECT FRC	M SO	URCE		
4		N2	15	19N	42E	GARFIELD
Period of Diversion	: JANUARY 1 TO	DECEMBI	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRC	M SO	URCE		
5			10	19N	42E	GARFIELD
Period of Diversion	: JANUARY 1 TO	DECEMBI	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRC	M SO	URCE		
6		S2N2S2	9	19N	42E	GARFIELD
Period of Diversion	: JANUARY 1 TO	DECEMBI	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRC	M SO	URCE		
Period of Use:	JANUARY 1 TO	DECEMBE	ER 31			

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SEN2	34	19N	42E GARFIELD
2			E2	27	19N	42E GARFIELD
3				22	19N	42E GARFIELD
4			N2	15	19N	42E GARFIELD
5				10	19N	42E GARFIELD
6			S2N2S2	9	19N	42E GARFIELD

### **Remarks:**

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 03/01/2011 PURSUANT TO SECTION 85-2-233(6), MCA.

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

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

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON FEDERAL 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 113985-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113986-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337					
	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1900					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF COAL CREEK					
Source Type:	GROUNDWATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County					
•	NWSWNW 6 18N 43E GARFIELD n: JANUARY 1 TO DECEMBER 31					
Diversion Means:	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWSWNW	6	18N	43E GARFIELD

### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40D 113989-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ROBERT G GIBBS PO BOX 417 JORDAN, MT 59337
	DEBORAH L GIBBS PO BOX 417 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1959
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	CALAMITY COULEE
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
•	NESENW 17 18N 43E GARFIELD I: JANUARY 1 TO DECEMBER 31 DAM

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> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u> N	<u>Qtr Sec</u> ESENW	<u>Sec</u> 17	<u>Twp</u> 18N		<u>County</u> GARFIELD
	Diversion to Ro Dam Height: Depth:	11.00	RSION # 1 ) FEET ) FEET				
	Surface Area: Capacity:	4.88	ACRES ACRE-F				
		COUNTY.		GHT,			EC 17 TWP 18N RGE 43E GARFIELD
Period o	f Use:	JANUARY 1 TO [	DECEMBE	R 31			
Place of				~		_	
<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			E2NW	17	18N	43E	GARFIELD
2			W2NE	17	18N	43E	GARFIELD

#### Remarks:

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

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

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

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

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

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### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113990-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337			
	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337			
<b>Priority Date:</b>	DECEMBER 31, 1900			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	LOPP COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
•	W2 13 19N 42E GARFIELD			
	A: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			

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

$\frac{\mathrm{ID}}{\mathrm{O}}$	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
2		NENENE		19N	42E	GARFIELD
Period of Divers	sion: JANUARY 1 T		ER 31			
<b>Diversion Mean</b>	s: LIVESTOCK [	DIRECT FRO	M SO	URCE		
3		N2	14	19N	42E	GARFIELD
Period of Divers	sion: JANUARY 1 T	O DECEMBE	ER 31			
<b>Diversion Mean</b>	s: LIVESTOCK [	DIRECT FRO	M SO	URCE		
4		SESESE	10	19N	42E	GARFIELD
Period of Divers	sion: JANUARY 1 T	O DECEMBE	ER 31			
<b>Diversion Mean</b>	s: LIVESTOCK [	DIRECT FRO	M SO	URCE		
Period of Use:	JANUARY 1 T	O DECEMBE	R 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>

1		NENENE	15	19N	42E	GARFIELD
2		N2	14	19N	42E	GARFIELD
3		SESESE	10	19N	42E	GARFIELD
4		W2	13	19N	42E	GARFIELD

### **Remarks:**

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

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

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

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

**Period of Use:** 

# PRELIMINARY DECREE DRY CREEK BASIN 40D 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 MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number:	40D 113991-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337			
	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337			
<b>Priority Date:</b>	DECEMBER 31, 1900			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	COAL CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>			
1	W2 6 18N 43E GARFIELD			
Period of Diversion	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			

JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			W2	6	18N	43E GARFIELD

### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113992-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
<b>Priority Date:</b>	DECEMBER 31, 1960
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF DIRL COULEE
Source Type:	SURFACE WATER
Point of Diversion and 1	Means of Diversion:
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NESESE 18 19N 42E GARFIELD
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 19, 2020 40D 113992-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESESE 42E GARFIELD 19N 18 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 42E GARFIELD NESESE 18 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113993-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337			
	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1946			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
Flow Rate:	10.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESW618N43EGARFIELD			
Period of Diversior Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NENESW	6	18N	43E GARFIELD

### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 113996-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337			
	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337			
<b>Priority Date:</b>	DECEMBER 31, 1961			
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
-	NENESW 18 19N 42E GARFIELD			
Diversion Means:	n: JANUARY 1 TO DECEMBER 31 WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NENESW	18	19N	42E GARFIELD

### Remarks:

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

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	40D 113997-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
<b>Priority Date:</b>	DECEMBER 31, 1954
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	SESESE 25 19N 42E GARFIELD
Diversion Means:	n: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge County
1			SESESE	25	19N	42E GARFIELD

#### Remarks:

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

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	40D 113998-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DEBORAH L GIBBS PO BOX 417 JORDAN, MT 59337
	ROBERT G GIBBS PO BOX 417 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1961
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	6.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENENW 17 18N 43E GARFIELD
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SENENW	17	18N	43E GARFIELD

#### Remarks:

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

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	40D 114000-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ROBERT G GIBBS PO BOX 417 JORDAN, MT 59337
	DEBORAH L GIBBS PO BOX 417 JORDAN, MT 59337
Priority Date:	JANUARY 4, 1963
Type of Historical Right	USE
Purpose(use):	DOMESTIC
Flow Rate:	20.00 GPM
Volume:	3.00 AC-FT
Households:	1
Maximum Acres:	1.00
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
*Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENW2018N43EGARFIELD
	: JANUARY 1 TO DECEMBER 31
	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	1.00		SENENW	17	18N	43E GARFIELD
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.

113983-00 114000-00

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

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

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	40D 114001-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1938
Type of Historical Right	: USE
Purpose(use):	DOMESTIC
Flow Rate:	6.00 GPM
Volume:	3.00 AC-FT
Households:	1
Maximum Acres:	1.00
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
*Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNE1619N42EGARFIELD
	: JANUARY 1 TO DECEMBER 31
Diversion forealist	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> <u>County</u>
1	1.00		NWNENE	16	19N	42E GARFIELD
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.

113982-00 114001-00

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

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

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	40D 114002-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARY L TAYLOR 1008 S CUSTER MILES CITY, MT 59301
	VERNON M TAYLOR 1008 S CUSTER MILES CITY, MT 59301
<b>Priority Date:</b>	JANUARY 1, 1950
Type of Historical Right	it: USE
Purpose(use): Flow Rate:	STOCK
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CROW ROCK CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	SWNWNW 12 13N 44E GARFIELD
Diversion Means:	n: JANUARY 1 TO DECEMBER 31 FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			SWNWNW	12	13N	44E GARFIELD

#### Remarks:

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

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

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

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

## **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 114003-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BOLLINGER INC 249 BOLLINGER RD ANGELA, MT 59312
Priority Date:	DECEMBER 31, 1972
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF LITTLE DRY CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County   SENWSE 22 17N 43E GARFIELD

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

**ONSTREAM** 

**Govt Lot** Otr Sec Sec Twp **Rge** County SENWSE 43E GARFIELD 22 17N **DIVERSION #1 Diversion to Reservoir:** 7.00 FEET Dam Height: 4.00 FEET Depth: Surface Area: 0.48 ACRES **Capacity:** 0.77 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31** Period of Use: Place of Use: ID **Govt Lot** Qtr Sec **Rge** County Acres Sec Twp 1 S2N2SE 22 17N 43E GARFIELD

#### **Remarks:**

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

114003-00 114007-00

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 114003-00 Page 3 of 3

## **IMPORTANT NOTICE**

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

Water Right Number:	40D 114004-00 STATEMENT OF CLAIM					
	Version: 2	REEXAM	INED			
	S	tatus:	ACTIVE			
Owners:	BOLLINGER 249 BOLLING ANGELA, MT	SER RD				
Priority Date:	DECEMBER	31, 1949				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM	RESERVOI	R. THE	FLOW I	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKWATE ANIMAL UNI	ERING PUR F. ANIMAL L	POSES JNITS S	AT THE HALL B	RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED 1	FRIBUTARY	OF LIT	TLE DR	Y CRE	EEK
Source Type:	SURFA	CE WATER				
Point of Diversion and N	Aeans of Divers	sion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSE		<u>Twp</u> 17N		<u>County</u> GARFIELD
*Period of Diversion	: JANUARY 1	TO DECEM	BER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIOE CLAIM.	OF DIVER	SION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWSE 43E GARFIELD 22 17N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp **Rge** County 1 22 43E GARFIELD SENWSE 17N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 114005-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BOLLINGER INC 249 BOLLINGER RD ANGELA, MT 59312
Priority Date:	DECEMBER 31, 1962
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	11.14 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area:	1 - HIGH
Maximum Acres:	4.70
Source Name:	UNNAMED TRIBUTARY OF LITTLE DRY CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Ieans of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
•	NWNWNW 22 17N 43E GARFIELD : JANUARY 1 TO DECEMBER 31
Diversion Means:	PUMP
Period of Use:	JANUARY 1 TO DECEMBER 31

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	1.00		NENW	22	17N	43E	GARFIELD
2	3.70		NWNW	22	17N	43E	GARFIELD
Total:	4.70						

### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 11400	6-00 STATEI	MENT	OF CLA	MIM	
	Version:	2 REEXAMIN	NED			
		Status: A	CTIVE			
Owners:	BOLLINGER 249 BOLLIN ANGELA, M	IGER RD				
Priority Date:	DECEMBER	R 31, 1960				
Type of Historical Right	USE					
Purpose(use):	IRRIGATIO	Ν				
Irrigation Type:	FLOOD					
Flow Rate:	11.14 CFS					
*Volume:		. VOLUME OF UT TO HISTOF				T SHALL NOT EXCEED THE CIAL USE.
Climatic Area:	1 - HIGH					
Maximum Acres:	7.20					
*Source Name:	UNNAMED	TRIBUTARY (	OF LIT	TLE DR	Y CRI	EEK
Source Type:	SURF	ACE WATER				
*Point of Diversion and N	Ieans of Dive	rsion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSE	<u>Sec</u> 22	<u>Twp</u> 17N		<u>County</u> GARFIELD
<b>Period of Diversion</b>		1 TO DECEMB	ER 31			
<b>Diversion Means:</b>	DIKE					
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1 7.20		NWSE	22	17N	43E	GARFIELD

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	7.20					

#### 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.

114006-00 114007-00

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

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

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

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

# **IMPORTANT NOTICE**

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

Water Right Number:	40D 114007-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	BOLLINGER INC 249 BOLLINGER RD ANGELA, MT 59312						
Priority Date:	DECEMBER 31, 1972						
Type of Historical Right	USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	122.40 GPM						
Volume:	27.36 AC-FT						
Climatic Area	: 1 - HIGH						
Maximum Acres:	7.20						
Source Name:	UNNAMED TRIBUTARY OF LITTLE DRY CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and N	Aeans of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSE2217N43EGARFIELD						
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM						

AUGUST 19, 2020 40D 114007-00 Page 2 of 3

\*Reservoir:

ONSTREAM

		<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSE	<u>Sec</u> 22	<u>Тwp</u> 17N		<u>County</u> GARFIELD
	Diversion to Re	eservoir: DIVE	RSION # 1				
	Dam Height:	7.0	00 FEET				
	Depth:	4.0	00 FEET				
	Surface Area:	0.4	48 ACRES	3			
	Capacity:	0.7	77 ACRE-	FEET			
		THE CAPACITY ESTIMATED BY	,	GHT,	DEPTH,	AND	SURFACE AREA HAVE BEEN
Period of	f Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of	Use:						
ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	7.20		NWSE	22	17N	43E	GARFIELD
Total:	7.20						

#### 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.

114006-00 114007-00

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.

114003-00 114007-00

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

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

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

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

## **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 114008-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	DONALD A MCDONALD 430 OLD FLAT CREEK RD JORDAN, MT 59337 9652					
Priority Date:	JUNE 30, 1940					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF FLAT CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County					
-	SENESW 5 21N 41E GARFIELD					

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

*Reservoir: ON	STREAM Re	TREAM Reservoir Name: CALVING PASTURE DAM				
	Govt Lot	<u>Qtr Sec</u> SENESW	<u>Sec</u> 5	<u>Twp</u> 21N		<u>County</u> GARFIELD
Diversion to R Dam Height:		/ERSION # 1 .00 FEET				
Depth:	8	3.00 FEET				
Surface Area:	1	.50 ACRES	6			
Capacity:	4	.80 ACRE-	FEET			
	THE CAPACIT		-	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	O DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SENESW	5	21N	41E	GARFIELD

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 114008-00 Page 3 of 3

## **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 114009-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DONALD A MCDONALD 430 OLD FLAT CREEK RD JORDAN, MT 59337 9652
<b>Priority Date:</b>	OCTOBER 31, 1956
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENW821N41EGARFIELD
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	Govt LotQtr SecSecTwpRgeCounty
1	SESENW 8 21N 41E GARFIELD

**Remarks:** 

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

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

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

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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:	40D 114010-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DONALD A MCDONALD 430 OLD FLAT CREEK RD JORDAN, MT 59337 9652
<b>Priority Date:</b>	JULY 31, 1961
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWNW 6 21N 41E GARFIELD
	ILSWING OF ZING THE GARTIELD
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NESWNW 6 21N 41E GARFIELD

**Remarks:** 

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

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

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

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## **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 114011-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DONALD A MCDONALD 430 OLD FLAT CREEK RD JORDAN, MT 59337 9652
<b>Priority Date:</b>	DECEMBER 31, 1950
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyE2SWSW821N41EGARFIELD
Period of Diversion	a: NOVEMBER 1 TO JUNE 1
<b>Diversion Means:</b>	WELL
Period of Use:	NOVEMBER 1 TO JUNE 1
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	SW 8 21N 41E GARFIELD

**Remarks:** 

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

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

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

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

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Water Right Number:	40D 114012-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DONALD A MCDONALD 430 OLD FLAT CREEK RD JORDAN, MT 59337 9652
Priority Date:	DECEMBER 11, 1967
Type of Historical Right:	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	60.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	40.00
Source Name:	UNNAMED TRIBUTARY OF FLAT CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSE621N41EGARFIELD
	: JANUARY 1 TO DECEMBER 31
Diversion Means: Period of Use:	DIVERSION DAM JANUARY 1 TO DECEMBER 31

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1	16.00		W2SW	8	21N	41E	GARFIELD
2	24.00		E2SE	7	21N	41E	GARFIELD
Total:	40.00						

### **Remarks:**

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

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

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

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS JANUARY 11, 1967.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 114013-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	DONALD A MCDONALD 430 OLD FLAT CREEK RD JORDAN, MT 59337 9652					
Priority Date:	iority Date: DECEMBER 11, 1967					
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:	175.50 AC-FT					
Climatic Areas	: 1 - HIGH					
Maximum Acres:	39.00					
Source Name:	Source Name: UNNAMED TRIBUTARY OF FLAT CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNE721N41EGARFIELD					
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM					

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\*Reservoir:

ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNE	<u>Sec</u> 7	<u>Twp</u> 21N		<u>County</u> GARFIELD	
Diversion to R	eservoir: DIVE	RSION # 1	1				
Dam Height:	13.0	00 FEET					
Depth:	10.0	00 FEET					
Surface Area:	14.1	4 ACRES	5				
Capacity:	56.5	56 ACRE-	FEET				
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAV BEEN ESTIMATED BY DNRC.							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1 39.00		E2SW	8	21N	41E	GARFIELD	
<b>Total:</b> 39.00							

#### **Remarks:**

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

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

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

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 3.10 TIMES THE CAPACITY OF THE RESERVOIR.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 114013-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40D 114014-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DONALD A MCDONALD 430 OLD FLAT CREEK RD JORDAN, MT 59337 9652
	DUNCAN J MCDONALD PO BOX 168 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF FLAT CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NESWNE 2 21N 40E GARFIELD
Diversion Means:	n: JANUARY 1 TO DECEMBER 31 FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			NESWNE	2	21N	40E GARFIELD

#### Remarks:

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

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

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

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

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Water Right Number:	40D 115023-00 STATEMENT OF CLAIM							
	Version:	2 REEXAN	IINED					
		Status:	ACTIVE					
Owners:	SINGLETON FARMS 766 CROW ROCK RD MILES CITY, MT 59301 6314							
Priority Date:	DECEMBER	31, 1955						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	STOCKWAT ANIMAL UN	ERING PUR	POSES JNITS S	AT THE	RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER		
Source Name:	UNNAMED	TRIBUTARY	OF BE	AVER C	OULE	E		
Source Type:	SURFA	ACE WATER						
Point of Diversion and I	Means of Diver	sion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNW		<u>Twp</u> 15N		<u>County</u> GARFIELD		
*Period of Diversion	: JANUARY 1	TO DECEM	BER 31					
<b>Diversion Means:</b>	DAM							
	THE PERIO CLAIM.	D OF DIVER	SION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS		

AUGUST 19, 2020 40D 115023-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWSWNW 44E GARFIELD 15N 8 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 8 44E GARFIELD S2SWNW 15N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND 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:	40D 115024-00 STATEMENT OF CLAIM								
	Version:	Version: 2 REEXAMINED							
		Status:	A	CTIVE					
Owners:	SINGLETO 766 CROV MILES CIT	V ROCK F	RD	814					
Priority Date:	DECEMBE	R 31, 195	55						
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	ONSTREA	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	UNNAME	D TRIBUT	ARY (	OF AS	H CREE	ΕK			
Source Type:	SUR	FACE WA	TER						
Point of Diversion and M	<b>Means of Div</b>	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>		<u>tr Sec</u> IENE	<u>Sec</u> 25	<u>Twp</u> 14N		<u>County</u> GARFIELD		
*Period of Diversion	: JANUARY	′ 1 TO DE	CEMB	ER 31					
<b>Diversion Means:</b>	DAM								
	THE PERI CLAIM.	OD OF D	VERS	ION H	AS BEE	EN ST/	ANDARDIZED BY DNRC FOR THIS		

AUGUST 19, 2020 40D 115024-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNENE 44E GARFIELD 25 14N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 25 44E GARFIELD SWNENE 14N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING 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:	40D 115025-00 STATEMENT OF CLAIM								
	Version:	Version: 2 REEXAMINED							
		Status:	ACTIVE						
Owners:		. JORDAN V ROCK RD Ƴ, MT 5930′	1 6312						
Priority Date:	DECEMBE	R 31, 1940							
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	ONSTREA	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	STOCKWA ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE							
Source Name:	UNNAME	D TRIBUTAR	RY OF BE	AVER C	OULE	E			
Source Type:	SURI	FACE WATE	R						
*Point of Diversion and M	Means of Div	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> NENEI		<u>Тwp</u> 15N		<u>County</u> GARFIELD			
*Period of Diversion		1 TO DECE	MBER 31						
<b>Diversion Means:</b>	DAM								
	THE PERI CLAIM.	OD OF DIVE	ERSION H	AS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS			

AUGUST 19, 2020 40D 115025-00 Page 2 of 2

*Reservoi	r: ONS	STREAM								
		Govt Lot	<u>Qtr Sec</u> NENENE	<u>Sec</u> 9	<u>Twp</u> 15N		<u>County</u> GARFIELD			
Diversion to Reservoir: DIVERSION # 1										
Period of Use:		JANUARY 1 T	O DECEMBE	ER 31						
Place of Use:										
<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>			
1			NENE	9	15N	44E	GARFIELD			

#### Remarks:

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

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

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Water Right Number:	40D 115026-00 STATEMENT OF CLAIM								
	Version:	Version: 2 REEXAMINED							
		Status: A	ACTIVE						
Owners:	766 CROW	N BROTHERS ROCK RD Ƴ, MT 59301	INC						
Priority Date:	DECEMBE	R 31, 1955							
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	ONSTREAM	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	STOCKWA ANIMAL UN	TERING PURI IIT. ANIMAL U	POSES	AT THE	E RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER			
Source Name:	UNNAMED	TRIBUTARY	OF CR	OW RO	ск сі	REEK			
Source Type:	SURF	ACE WATER							
Point of Diversion and M	leans of Dive	ersion:							
<u>ID</u> 1	<u>Govt Lot</u> 2	<u>Qtr Sec</u>	<u>Sec</u> 31	<u>Twp</u> 15N		<u>County</u> GARFIELD			
*Period of Diversion	—	1 TO DECEM	•		776				
<b>Diversion Means:</b>	DAM		-						
	THE PERIC CLAIM.	DD OF DIVER	SION H	IAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS			

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County 44E GARFIELD 31 15N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 2 31 15N 44E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 115027-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	TED_HEITZ 133 TIMBER CREEK RD BROCKWAY, MT 59214
	SHIRLEY M HEITZ 133 TIMBER CREEK RD BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF TREE COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
$\frac{\text{ID}}{4}$	Govt Lot Qtr Sec Sec Twp Rge County
1 *Poriod of Divorsion	1 18 15N 45E PRAIRIE n: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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1

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County 45E PRAIRIE 15N 18 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County

1

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

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ISSUES TO REPORT TO THE WATER COURT.

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

45E PRAIRIE

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 115028-00 STATEMENT OF CLAIM								
	Version:	Version: 2 REEXAMINED							
		Status:	ACTIVE						
Owners:		0N FARMS / ROCK RD Y, MT 59307	l 6314						
Priority Date:	DECEMBE	R 31, 1955							
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	STOCKWA ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE							
Source Name:	UNNAME	) TRIBUTAF	RY OF AS	H CREE	K				
Source Type:	SUR	FACE WATE	R						
Point of Diversion and M	<b>Means of Div</b>	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> NWSE		<u>Twp</u> 14N		<u>County</u> GARFIELD			
*Period of Diversion	: JANUARY	1 TO DECE	MBER 31						
<b>Diversion Means:</b>	DAM								
	THE PERI CLAIM.	OD OF DIVE	RSION H	IAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS			

AUGUST 19, 2020 40D 115028-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSESE 44E GARFIELD 14N 12 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 12 44E GARFIELD N2SESE 14N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 115029-00 STATEMENT OF CLAIM								
	Version:	Version: 2 REEXAMINED							
		Status:	ACTIVE						
Owners:	766 CROW	SINGLETON FARMS 766 CROW ROCK RD MILES CITY, MT 59301 6314							
Priority Date:	DECEMBE	R 31, 1964							
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	UNNAMED	TRIBUTAR	Y OF AS	H CREE	K				
Source Type:	SURF	ACE WATE	R						
Point of Diversion and M	Aeans of Dive	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> SENWS		<u>Тwp</u> 15N		<u>County</u> PRAIRIE			
*Period of Diversion	: JANUARY	1 TO DECE	MBER 31						
<b>Diversion Means:</b>	DAM								
	THE PERIC	OD OF DIVE	RSION H	IAS BEE	N ST	ANDARDIZED BY DNRC FOR THIS			

AUGUST 19, 2020 40D 115029-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp SENWSW 45E PRAIRIE 15N 33 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp **Rge** County 1 SENWSW 33 45E PRAIRIE 15N 

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 115030-00 STATEMENT OF CLAIM								
	Version: 2 REEXAMINED								
	Status: ACTIVE								
Owners:	SINGLETON FARMS 766 CROW ROCK RD MILES CITY, MT 59301 6314								
Priority Date:	DECEMBER 31, 1940								
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	UNNAMED TRIBUTARY OF ASH CREEK								
Source Type:	SURFACE WATER								
*Point of Diversion and M	Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENW514N45EPRAIRIE								
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DAM								
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.								

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*Reservoi	r: ONS	STREAM								
		Govt Lot	<u>Qtr Sec</u> SESENW	<u>Sec</u> 5	<u>Twp</u> 14N	<u>Rge</u> <u>County</u> 45E PRAIRIE				
Diversion to Reservoir: DIVERSION # 1										
Period of Use:		JANUARY 1 T	O DECEMBE	ER 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			SENW	5	14N	45E PRAIRIE				

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40D 115031-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	PFAFF RANCH INC 203 DEADMANS RD MILES CITY, MT 59301 7200				
Priority Date:	DECEMBER 31, 1940				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF WHITES CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSE2614N45EPRAIRIE				
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp 45E PRAIRIE NESWSE 26 14N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 26 45E PRAIRIE NESWSE 14N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 115032-00 STATEMENT OF CLAIM					
	Version:	2 REEX	AMINED			
		Status:	ACTIV	Ξ		
Owners:	MARK C P 203 DEAD MILES CIT		01 8602			
Priority Date:	DECEMBE	R 31, 1940	)			
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	M RESER	/OIR. THI	E FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKW/ ANIMAL U	ATERING P NIT. ANIMA	URPOSE	S AT THE SHALL B	E RAT	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAME	D TRIBUTA	ARY OF W	HITES C	REEK	
Source Type:	SURI	FACE WAT	ER			
*Point of Diversion and M	Aeans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SWSI	<u>Sec</u> <u>Sec</u> ESE 31	<u>Тwp</u> 14N		<u>County</u> PRAIRIE
*Period of Diversion	: JANUARY	1 TO DEC	EMBER 3	1		
<b>Diversion Means:</b>	DAM					
	THE PERI CLAIM.	OD OF DIV	ERSION I	HAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS

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*Reservoir:	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 31	<u>Twp</u> 14N	<u>Rge</u> <u>County</u> 46E PRAIRIE	
Diversi	on to Reservoir:	DIVERSION # 7	1			
Period of Use:	JANUARY	1 TO DECEMB	ER 31			
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> <u>County</u>	
1		SE	31	14N	46E PRAIRIE	

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 115033-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SINGLETON FARMS 766 CROW ROCK RD MILES CITY, MT 59301 6314
Priority Date:	DECEMBER 31, 1958
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	ASH CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNW1014N45EPRAIRIE
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

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\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Rge County Sec Twp NESWNW 45E PRAIRIE 14N 10 **DIVERSION #1 Diversion to Reservoir:** 29.00 FEET Dam Height: 26.00 FEET Depth: Surface Area: 44.04 ACRES **Capacity:** 458.02 ACRE-FEET THE DAM EXTENDS INTO THE SENWNW SEC 10 TWP 14N RGE 45E PRAIRIE COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Qtr Sec Sec Twp **Rge** County Acres 45E PRAIRIE N2 10 14N

#### Remarks:

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

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

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

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

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

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### **IMPORTANT NOTICE**

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Water Right Number:	40D 115034-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SINGLETON FARMS 766 CROW ROCK RD MILES CITY, MT 59301 6314				
Priority Date:	DECEMBER 31, 1955				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF WHITES CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN2SWSW2014N45EPRAIRIE				
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp N2SWSW 45E PRAIRIE 20 14N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 45E PRAIRIE N2SWSW 20 14N 2 S2NWSW 20 14N 45E PRAIRIE ..... ......

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 115035-00 STATEMENT OF CLAIM					
	Version:	2 REEXA	MINED			
		Status:	ACTIVE			
Owners:	MARK C PI 203 DEADI MILES CIT		8602			
Priority Date:	DECEMBE	R 31, 1940				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	MRESERVC	IR. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKWA ANIMAL UN	TERING PUNIT. ANIMAL	RPOSES UNITS S	AT THE	E RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED	TRIBUTAR	Y OF WH	HITES C	REEK	
Source Type:	SURF	ACE WATE	२			
*Point of Diversion and M	Aleans of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> SENEN		<u>Twp</u> 14N		<u>County</u> PRAIRIE
*Period of Diversion	: JANUARY	1 TO DECE	MBER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIO	OD OF DIVE	RSION H	IAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS

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*Reservoir:	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SENENW	<u>Sec</u> 29	<u>Twp</u> 14N		<u>County</u> PRAIRIE
Diversion	n to Reservoir:	DIVERSION # 1				
Period of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acr</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		NESENW	29	14N	46E	PRAIRIE

#### Remarks:

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

THE PLACE OF USE APPEARS TO NEED MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION AND RESERVOIR RECORD. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION APPEARS TO BE THE SENENW SEC 29 TWP 14N RGE 46E PRAIRIE COUNTY.

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 115036-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SINGLETON BROTHERS INC 766 CROW ROCK RD MILES CITY, MT 59301
Priority Date:	DECEMBER 31, 1955
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF CROW ROCK CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNW2515N43EGARFIELD
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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> **ONSTREAM Reservoir:** Qtr Sec Sec Govt Lot Twp **Rge** County **SWNWNW** 25 43E GARFIELD 15N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 43E GARFIELD NENE 26 15N 2 **SWNWNW** 25 15N 43E GARFIELD ..... ......

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 115037-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SINGLETON FARMS 766 CROW ROCK RD MILES CITY, MT 59301 6314				
Priority Date:	DECEMBER 31, 1940				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF WHITES CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNW2914N45EPRAIRIE				
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp 45E PRAIRIE SENWNW 29 14N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 29 45E PRAIRIE E2NWNW 14N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 115038-00 STATEMENT OF CLAIM					
	Version:	2 REEX/	AMINED			
		Status:	ACTIVE			
Owners:		N FARMS / ROCK RD Y, MT 5930				
Priority Date:	DECEMBE	R 31, 1940				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	M RESERV	OIR. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKWA ANIMAL UN	TERING PUNIT. ANIMA	JRPOSES	AT THE	E RAT	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED	TRIBUTA	RY OF BE	AVER C	OULE	E
Source Type:	SURF	ACE WATE	R			
Point of Diversion and M	Aeans of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SWNES		<u>Тwp</u> 16N		<u>County</u> GARFIELD
*Period of Diversion	: JANUARY	1 TO DECE	EMBER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIC	OD OF DIVE	ERSION H	IAS BEE	N ST	ANDARDIZED BY DNRC FOR THIS

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County **SWNESW** 44E GARFIELD 16N 33 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp **Rge** County 1 **SWNESW** 33 44E GARFIELD 16N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 115039-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SINGLETON BROTHERS INC 766 CROW ROCK RD MILES CITY, MT 59301				
Priority Date:	DECEMBER 31, 1940				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF CROW ROCK CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and M	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENW714N44EGARFIELD				
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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*Reservoi	r: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 7	<u>Twp</u> 14N	<u>Rge</u> 44E	<u>County</u> GARFIELD
Diver	sion to Re	eservoir: D	IVERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	R 31			
Place of Use:							
ID	Acres	Govt Lot	<b><u>Qtr Sec</u></b>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			W2NENW	7	14N	44E	GARFIELD

#### Remarks:

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

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

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

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

## **IMPORTANT NOTICE**

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Water Right Number:	40D 115040-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	ALFRED L JORDAN 973 CROW ROCK RD MILES CITY, MT 59301 6312						
Priority Date:	DECEMBER 31, 1940						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	BEAVER COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE315N44EGARFIELD						
	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENESE 44E GARFIELD 15N 3 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 44E GARFIELD NENESE 3 15N 2 SENE 3 15N 44E GARFIELD ..... ......

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

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

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

## **IMPORTANT NOTICE**

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Water Right Number:	40D 115041-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HAGLOF RANCH CORP PO BOX 190 ANGELA, MT 59312
Priority Date:	DECEMBER 31, 1955
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FROZEN DOG COULEE
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNW3413N43EROSEBUD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp NENWNW 43E ROSEBUD 13N 34 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNW 34 43E ROSEBUD 13N 

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 115369-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	PAMELA M BADGETT PO BOX 26 MILES CITY, MT 59301
	CINDY KOOPER %PAMELA BADGETT PO BOX 26 MILES CITY, MT 59301
	DEBRA DUNNING %PAMELA BADGETT PO BOX 26 MILES CITY, MT 59301
Priority Date:	MARCH 21, 1960
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF EAST UALL CREEK
Source Type:	SURFACE WATER

AUGUST 19, 2020 40D 115369-00 Page 2 of 3

Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NENWSE	<u>Sec</u> 35	<u>Тwp</u> 13N		<u>County</u> ROSEBUD		
*Period of Div Diversion Mo	ersion: APRIL 1 TO eans: DAM	NOVEMBER 1						
*Reservoir:	ONSTREAM							
	Govt Lot	<u>Qtr Sec</u> NENWSE	<u>Sec</u> 35	<u>Twp</u> 13N		<u>County</u> ROSEBUD		
Diversio	Diversion to Reservoir: DIVERSION # 1							
Dam He	ight:	11.00 FEET						
Depth:		8.00 FEET						
Surface	Area:	5.85 ACRES						
Capacit	y:	18.72 ACRE-F	EET					
		ITY, DAM HEIG MATED BY DNR		MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE		
Period of Use:	Period of Use: JUNE 1 TO NOVEMBER 1							
Place of Use:								
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>		
1		NENWSE	35	13N	44E	ROSEBUD		
2		E2SWNE	35	13N	44E	ROSEBUD		

#### **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.

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 115369-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 117665-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JACOB C HIRSCH PO BOX 194 ANGELA, MT 59312
	GERALD L HIRSCH PO BOX 194 ANGELA, MT 59312 OWNER JACOB C HIRSCH RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	DECEMBER 31, 1946
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF EAST UALL CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENESE 34 13N 44E ROSEBUD
•	I JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

AUGUST 19, 2020 40D 117665-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Rge County Sec Twp NENESE 44E ROSEBUD 34 13N **DIVERSION #1 Diversion to Reservoir:** 13.00 FEET Dam Height: 10.00 FEET Depth: Surface Area: 9.05 ACRES **Capacity:** 36.20 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: **Govt Lot** Qtr Sec Twp **Rge** County Acres Sec E2NESE 34 13N 44E ROSEBUD NENESE 34 13N 44E ROSEBUD SENWSE 34 13N 44E ROSEBUD

#### **Remarks:**

ID

1

2

3

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

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

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

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

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

AUGUST 19, 2020 40D 117665-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 117670-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JAMES K HELM 1795 TWO FURROW RD COHAGEN, MT 59322
	HARVEY L ERLENBUSCH HC 65 BOX 512 COHAGEN, MT 59322 9702
	ELSIE M HELM 1795 TWO FURROW RD COHAGEN, MT 59322
Priority Date:	NOVEMBER 8, 1947
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF JONES CREEK
Source Type:	SURFACE WATER

AUGUST 19, 2020 40D 117670-00 Page 2 of 3

<u>ID</u> 1		Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1		7	NE	5	16N		GARFIELD
*Period of Diversion: Diversion Means:		I: JANUARY 1 DAM	TO DECEMB	ER 31			
		POINT OF D	IVERSION AN	ND RE	SERVO	DIR AR	E LOCATED IN THE SW OF LOT 7
		THE PERIOI CLAIM.	O OF DIVERS	ION H	IAS BEI	EN ST/	ANDARDIZED BY DNRC FOR THIS
*Res	servoir: ON	STREAM					
		Govt Lot 7	<u>Qtr Sec</u> NE	<u>Sec</u> 5	<u>Тwp</u> 16N	<u>Rge</u> 43E	<u>County</u> GARFIELD
	Diversion to R	eservoir: D	IVERSION # 1				
Period of	Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of U	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		7	NE	5	16N	43E	GARFIELD
2		6	NW	5	16N	43E	GARFIELD
2			NESENW	5	16N	43E	GARFIELD

# OF THIS WATER RIGHT CLAIM. RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE

ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

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

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

AUGUST 19, 2020 40D 117670-00 Page 3 of 3

## **IMPORTANT NOTICE**

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Water Right Number:	40D 117671-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JAMES K HELM 1795 TWO FURROW RD COHAGEN, MT 59322
	ELSIE M HELM 1795 TWO FURROW RD COHAGEN, MT 59322
	HARVEY L ERLENBUSCH HC 65 BOX 512 COHAGEN, MT 59322 9702
Priority Date:	NOVEMBER 5, 1957
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF JONES CREEK
Source Type:	SURFACE WATER

AUGUST 19, 2020 40D 117671-00 Page 2 of 2

*Point of Diversion and N	*Point of Diversion and Means of Diversion:							
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County		
1	7	NE	5	16N	43E	GARFIELD		
*Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31					
<b>Diversion Means:</b>	DAM							
	POINT OF DIVE	RSION AN	ND RE	SERVO	DIR AR	E LOCATED IN THE NE OF LOT 7.		
	THE PERIOD O CLAIM.	F DIVERS	ION H	IAS BEI	EN ST/	ANDARDIZED BY DNRC FOR THIS		
*Reservoir: ONS	STREAM							
	Govt Lot 7	<u>Qtr Sec</u> NE	<u>Sec</u> 5	<u>Тwp</u> 16N	<u>Rge</u> 43E	<u>County</u> GARFIELD		
Diversion to Re	eservoir: DIVE	RSION # 1						
Period of Use:	JANUARY 1 TO	DECEMB	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County		
1	7	NE	5	16N	43E	GARFIELD		
Remarks:								

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40D 117672-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status:	ACTIVE					
Owners:	B & G LAND LLC PO BOX 10386 BOZEMAN, MT 59719 0386							
Priority Date:	JANUARY	19, 1953						
Type of Historical Right:	USE							
Purpose(use):	IRRIGATIO	ON						
Irrigation Type:	FLOOD	FLOOD						
*Flow Rate:		C FLOW RA		NOT BE	EN DE	CREED FOR THIS USE FROM THIS		
Volume:	9.18 AC-F	Г						
Climatic Area:	1 - HIGH							
Maximum Acres:	3.06							
Source Name: Source Type:	TAYLOR ( SURI	CREEK FACE WATE	र					
Point of Diversion and M	Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> NENES		<u>Twp</u> 17N		<u>County</u> GARFIELD		
*Period of Diversion Diversion Means:	DAM		-					
	THE PERI CLAIM.	OD OF DIVE	RSION F	IAS BEI	EN STA	ANDARDIZED BY DNRC FOR THIS		

AUGUST 19, 2020 40D 117672-00 Page 2 of 2

Reservoir: ONSTREAM

		<u>Govt Lot</u>	<u>Qtr Sec</u> NENESE	<u>Sec</u> 19	<u>Twp</u> 17N		<u>County</u> GARFIELD
	Diversion to R	Reservoir: DI	/ERSION # 1				
Period of	Use:	JANUARY 1 T	O DECEMBE	ER 31			
Place of U	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	1.80		SWSENE	19	17N	43E	GARFIELD
2	0.60		SESENE	19	17N	43E	GARFIELD
3	0.50		NENESE	19	17N	43E	GARFIELD
4	0.16		NWNESE	19	17N	43E	GARFIELD
Total:	3.06						

#### Remarks:

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

117672-00 117676-00

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	40D 117673-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	B & G LAND LLC PO BOX 10386 BOZEMAN, MT 59719 0386
Priority Date:	OCTOBER 20, 1959
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	14.49 AC-FT
Climatic Area:	a 1 - HIGH
Maximum Acres:	6.30
Source Name: Source Type:	UNNAMED TRIBUTARY OF LITTLE DRY CREEK SURFACE WATER
Point of Diversion and N	
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN2NENE1917N43EGARFIELD
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	2.00		NWNENE	19	17N	43E	GARFIELD
2	4.30		NENENE	19	17N	43E	GARFIELD
Total:	6.30						

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 117674-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	B & G LAND LLC PO BOX 10386 BOZEMAN, MT 59719 0386							
Priority Date:	NOVEMBER 28, 1950							
Type of Historical Right	USE							
Purpose(use):	IRRIGATION							
Irrigation Type:	WATER SPREADING							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.							
Volume:	24.15 AC-FT							
Climatic Area:	: 1 - HIGH							
Maximum Acres:	10.50							
Source Name:	TAYLOR CREEK							
Source Type:	SURFACE WATER							
*Point of Diversion and M	Aeans of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSE1917N43EGARFIELD							
*Period of Diversion	: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							

AUGUST 19, 2020 40D 117674-00 Page 2 of 3

> \*Reservoir: ONSTREAM

		Govt Lot	<u>Qtr Sec</u> SENWSE	<u>Sec</u> 19	<u>Twp</u> 17N		<u>County</u> GARFIELD
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	1: 1: 1:	VERSION # 1 3.00 FEET 0.00 FEET 4.52 ACRES 8.08 ACRE-	6			
		THE CAPACI BEEN ESTIM			MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of	Use:	JANUARY 1 T	O DECEMBI	ER 31			
Place of V	Use:						
ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	4.00		NENWSE	19	17N	43E	GARFIELD
2	3.50		SENWSE	19	17N	43E	GARFIELD
3	2.00		NWNESE	19	17N	43E	GARFIELD
4	1.00		SWNESE	19	17N	43E	GARFIELD
Total:	10.50						

#### **Remarks:**

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

117674-00 117675-00 4686-00

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.

117674-00 117675-00

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

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 117675-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	B & G LAND LLC PO BOX 10386 BOZEMAN, MT 59719 0386						
Priority Date:	NOVEMBER 28, 1950						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	TAYLOR CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSE1917N43EGARFIELD						
*Period of Diversior Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM						
Diversion Means:	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

AUGUST 19, 2020 40D 117675-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** Otr Sec Rge County Sec Twp SENWSE 43E GARFIELD 19 17N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 SENWSE 17N 19 43E GARFIELD 2 NESWSE 19 17N 43E GARFIELD 3 SESWSE 19 17N 43E GARFIELD

#### Remarks:

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

117674-00 117675-00 4686-00

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.

117674-00 117675-00

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	40D 117676-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	B & G LAND LLC PO BOX 10386 BOZEMAN, MT 59719 0386						
Priority Date:	JANUARY 19, 1953						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	TAYLOR CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE1917N43EGARFIELD						
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM						
Diversion means.	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

AUGUST 19, 2020 40D 117676-00 Page 2 of 2

Reservoir: ONSTREAM

		Govt Lot	<u>Qtr Sec</u> NENESE	<u>Sec</u> 19	<u>Twp</u> 17N	Rge <u>County</u> 43E GARFIELD
D	viversion to R	eservoir: DI	/ERSION # 1			
Period of U	J <b>se:</b>	JANUARY 1 T	O DECEMBE	ER 31		
Place of Us	se:					
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NENESE	19	17N	43E GARFIELD
2			NWNESE	19	17N	43E GARFIELD
3			NENWSE	19	17N	43E GARFIELD

#### Remarks:

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

117672-00 117676-00

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

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

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

## **IMPORTANT NOTICE**

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Water Right Number:	40D 117677-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	B & G LAND LLC PO BOX 10386 BOZEMAN, MT 59719 0386						
Priority Date:	NOVEMBER 8, 1947						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF TAYLOR CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESW3517N42EGARFIELD						
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

AUGUST 19, 2020 40D 117677-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENESW 42E GARFIELD 35 17N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SENESW 35 42E GARFIELD 17N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

## **IMPORTANT NOTICE**

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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:	40D 117678	3-00 STATE	MENT	OF CLA	MM	
	Version:	2 REEXAMII	NED			
		Status: A	CTIVE			
Owners:	CLARE M D 158 WYTTE MILES CITY		533			
<b>Priority Date:</b>	MAY 1, 1948	5				
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	5.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDW	ATER				
Source Type:	GROU	NDWATER				
Point of Diversion and I	Means of Diver	sion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NESESW	<u>Sec</u> 26	<u>Тwp</u> 13N		<u>County</u> CUSTER
Period of Diversion		TO DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NESESW	26	13N	45E	CUSTER

**Remarks:** 

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 117679-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	CLARE M DORAN 158 WYTTENHOVE LN MILES CITY, MT 59301 5533					
Priority Date:	APRIL 1, 1939					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF CROW ROCK CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESW2813N45ECUSTER					
*Period of Diversion: JANUARY 1 TO DECEMBER 31						

**Diversion Means:** DAM

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Rge County Sec Twp NWSESW 45E CUSTER 28 13N **Diversion to Reservoir: DIVERSION #1** 10.00 FEET Dam Height: 7.00 FEET Depth: Surface Area: 18.13 ACRES **Capacity:** 50.76 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Qtr Sec **Rge** County Acres Sec Twp 1 S2SW 28 13N 45E CUSTER

#### **Remarks:**

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

9.......

117679-00 117687-00

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 117679-00 Page 3 of 3

## **IMPORTANT NOTICE**

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

Water Right Number:	40D 117680-00 STATEMENT OF CLAIM						
	Version:	Version: 2 REEXAMINED					
		Status:	ACTIVE				
Owners:		OORAN ENHOVE LN Y, MT 59301	5533				
Priority Date:	JUNE 1, 19	57					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREAM	<b>MRESERVO</b>	IR. THE	FLOW I	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.	
*Volume:	STOCKWA ANIMAL UN	TERING PUI NIT. ANIMAL	RPOSES UNITS S	S AT THE	E RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER	
Source Name:	UNNAMED	TRIBUTAR	Y OF CR	OW RO	ск сі	REEK	
Source Type:	SURF	ACE WATER	R				
Point of Diversion and M	Aeans of Dive	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr So</u> NENEN		<u>Twp</u> 13N		<u>County</u> CUSTER	
*Period of Diversion	: JANUARY	1 TO DECEN	/BER 31				
<b>Diversion Means:</b>	DAM						
	THE PERIC CLAIM.	DD OF DIVE	RSION H	IAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS	

AUGUST 19, 2020 40D 117680-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp NENENW 45E CUSTER 13N 27 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 27 45E CUSTER NENENW 13N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 117681-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CLARE M DORAN 158 WYTTENHOVE LN MILES CITY, MT 59301 5533
<b>Priority Date:</b>	JULY 1, 1927
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF CROW ROCK CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENW2113N45EPRAIRIE
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 19, 2020 40D 117681-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp SWSENW 45E PRAIRIE 21 13N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp Rge County 1 21 45E PRAIRIE SWSENW 13N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 117682-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	CLARE M DORAN 158 WYTTENHOVE LN MILES CITY, MT 59301 5533					
<b>Priority Date:</b>	APRIL 10, 1955					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	HAY CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyS2NESE3113N46ECUSTER					
	: JANUARY 1 TO DECEMBER 31					
Divorcion Mooner						

**Diversion Means:** DAM

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\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec **Rge** County Sec Twp S2NESE 46E CUSTER 31 13N **DIVERSION #1 Diversion to Reservoir:** 8.00 FEET Dam Height: 5.00 FEET Depth: Surface Area: **5.14 ACRES** Capacity: 10.28 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: **Govt Lot** Qtr Sec Twp **Rge** County Acres Sec SENESE 31 13N 46E CUSTER SWNESE 31 13N 46E CUSTER N2SESE 31 13N 46E CUSTER

#### **Remarks:**

ID

1

2

3

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

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

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

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

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

AUGUST 19, 2020 40D 117682-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 117683-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	CLARE M DORAN 158 WYTTENHOVE LN MILES CITY, MT 59301 5533			
Priority Date:	JULY 15, 1927			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF CROW ROCK CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
ID 1 *Poriod of Divorsion	Govt Lot Qtr Sec Sec Twp Rge County   NWSWNE 28 13N 45E CUSTER   NULARY 1 TO DECEMBER 31			

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

**ONSTREAM** 

		Govt Lot	<u>Qtr Sec</u> NWSWNE	<u>Sec</u> 28	<u>Twp</u> 13N	<u>Rge</u> 45E	<u>County</u> CUSTER
	Diversion to Re	eservoir: DI\	/ERSION # 1	l			
	Dam Height:	1 <i>'</i>	1.00 FEET				
	Depth:	8	3.00 FEET				
	Surface Area:	4	4.64 ACRES	5			
	Capacity:	14	4.85 ACRE-	FEET			
		THE CAPACIT BEEN ESTIM	,	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of	Use:	JANUARY 1 T	O DECEMBI	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			NWSWNE	28	13N	45E	CUSTER
2			NESWNE	28	13N	45E	CUSTER

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 117683-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 117684-00 STATEMENT OF CLAIM					
	Version:	3 REEX/	AMINED			
		Status:	ACTIVE	E		
Owners:		DORAN ENHOVE LI Ƴ, MT 5930	-			
Priority Date:	APRIL 1, 1	948				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:		NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED	TRIBUTA	RY OF CF	OW RO	CK CF	REEK
Source Type:	SURF	FACE WATE	ĒR			
Point of Diversion and M	Aeans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SWSES		<u>Тwp</u> 13N		County CUSTER
*Period of Diversion		1 TO DECE	EMBER 31			
<b>Diversion Means:</b>	DAM					
	THE PERI CLAIM.	OD OF DIVI	ERSION F	IAS BEE	N STA	ANDARDIZED BY DNRC FOR THIS

AUGUST 19, 2020 40D 117684-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp SWSESW 45E CUSTER 13N 26 **DIVERSION #1 Diversion to Reservoir:** JANUARY 1 TO DECEMBER 1 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWSESW 26 45E CUSTER 13N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 117685	-00 STATE	MENT	OF CL/	٩IM	
	Version:	B REEXAMII	NED			
	:	Status: A	CTIVE	E		
Owners:	CLARE M DORAN 158 WYTTENHOVE LN MILES CITY, MT 59301 5533					
<b>Priority Date:</b>	APRIL 10, 19	946				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDW	ATER				
Source Type:	GROUI	NDWATER				
Point of Diversion and I	Means of Diver	sion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENE	<u>Sec</u> 28	<u>Twp</u> 13N		<u>County</u> CUSTER
Period of Diversion		TO DECEMB	ER 31			
Diversion Means:	WELL					
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:	~ -		~	_	_	-
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
1		SENENE	28	13N	45E	CUSTER

**Remarks:** 

AUGUST 19, 2020 40D 117685-00

Page 2 of 2

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

117685-00 117692-00

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.

117685-00 117692-00

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 117686-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	CLARE M DORAN 158 WYTTENHOVE LN MILES CITY, MT 59301 5533				
<b>Priority Date:</b>	DECEMBER 31, 1928				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	3.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNENE 28 13N 45E CUSTER				
Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>				
1	SWNENE 28 13N 45E CUSTER				

**Remarks:** 

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 117687-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	CLARE M DORAN 158 WYTTENHOVE LN MILES CITY, MT 59301 5533					
Priority Date:	APRIL 1, 1939					
Type of Historical Right	: USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
Volume:	150.00 AC-FT					
Climatic Area: 1 - HIGH						
Maximum Acres:	75.00					
Source Name:	UNNAMED TRIBUTARY OF CROW ROCK CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESW2813N45ECUSTER					
*Period of Diversion	: APRIL 1 TO NOVEMBER 30					
<b>Diversion Means:</b>	DAM					

AUGUST 19, 2020 40D 117687-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> IWSESW	<u>Sec</u> 28	<u>Twp</u> 13N	<u>Rge</u> 45E	<u>County</u> CUSTER
	Diversion to Ro Dam Height: Depth:	10.0	RSION# <sup>7</sup> 00 FEET 00 FEET	1			
	Surface Area: Capacity:		I3 ACRES 76 ACRE-				
		THE CAPACITY BEEN ESTIMAT	,	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period o	f Use:	APRIL 1 TO NO	VEMBER	30			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	43.00		W2	28	13N	45E	CUSTER
2	32.00		W2W2	21	13N	45E	CUSTER
Total:	75.00						

#### 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.

117687-00 117689-00 117691-00

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.

117679-00 117687-00

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

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

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

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 3.0 TIMES THE CAPACITY OF THE RESERVOIR. 

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 117688-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	CLARE M DORAN 158 WYTTENHOVE LN MILES CITY, MT 59301 5533			
Priority Date:	DECEMBER 31, 1958			
Type of Historical Right:	USE			
Purpose(use):	IRRIGATION			
Irrigation Type:	WATER SPREADING			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.			
Volume:	40.00 AC-FT			
Climatic Area:	: 1 - HIGH			
Maximum Acres:	20.00			
Source Name: Source Type:	UNNAMED TRIBUTARY OF CROW ROCK CREEK SURFACE WATER			
Point of Diversion and N	Aeans of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW2713N45ECUSTER			
	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DIKE			
Period of Use:	JANUARY 1 TO DECEMBER 31			

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	8.00		W2SW	27	13N	45E	CUSTER
2	12.00		E2SE	28	13N	45E	CUSTER
Total:	20.00						

#### **Remarks:**

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

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING 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:	40D 117689-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	CLARE M DORAN 158 WYTTENHOVE LN MILES CITY, MT 59301 5533			
Priority Date:	DECEMBER 31, 1958			
Type of Historical Right:	USE			
Purpose(use):	IRRIGATION			
Irrigation Type:	WATER SPREADING			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.			
Volume:	120.00 AC-FT			
Climatic Area:	1 - HIGH			
Maximum Acres:	60.00			
Source Name:	CROW ROCK CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and N	Aeans of Diversion:			
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County			
·	SESWSE 28 13N 45E CUSTER : JANUARY 1 TO DECEMBER 31			
Diversion Means:	DIKE			
Period of Use:	JANUARY 1 TO DECEMBER 31			
2 02104 01 0500				

AUGUST 19, 2020 40D 117689-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	12.00		W2E2	28	13N	45E	CUSTER
2	48.00		W2	28	13N	45E	CUSTER
Total:	60.00						

#### 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.

117687-00 117689-00 117691-00

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 117690-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
		Status	s: A(	CTIVE			
Owners:	CLARE M 158 WYTT MILES CIT	ENHO	/E LN	33			
Priority Date:	DECEMBE	ER 31, 1	958				
Type of Historical Right	: USE						
Purpose(use):	IRRIGATI	NC					
Irrigation Type:	FLOOD						
*Flow Rate:		NO FLOW RATE HAS BEEN DECREED FOR THIS NATURAL OVERFLOW METHOD OF IRRIGATION.					
Volume:	40.00 AC-	FT					
Climatic Area	: 1 - HIGH						
Maximum Acres:	20.00						
Source Name:	UNNAME	) TRIB	UTARY (	OF CR	OW RO	CK CI	REEK
Source Type:	SUR	FACE V	VATER				
*Point of Diversion and M	Means of Div	version:					
<u>ID</u> 1	<u>Govt Lot</u>	N	<u>Qtr Sec</u> I2NENE	<u>Sec</u> 34	<u>Тwp</u> 13N		<u>County</u> CUSTER
Period of Diversion		-	-	ER 31			
Diversion Means:	NATURAI	OVER		~-	(0)		
2 Period of Diversion		/ 4 TO F	SWSE		13N	45E	CUSTER
Period of Diversion Diversion Means:	NATURAI			EK 31			
Diversion means:							

AUGUST 19, 2020 40D 117690-00 Page 2 of 2

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

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>			
3		SESW	27	13N	45E CUSTER			
Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	NATURAL OVERFLOW							
	NO MAN-MADE DIVERSION. NATURAL FLOOD.							
Period of Use:	JANUARY 1 TO	DECEMB	ER 31					
Place of Use:								

ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	5.00		N2NENE	34	13N	45E	CUSTER
2	8.75		SWSE	27	13N	45E	CUSTER
3	6.25		SESW	27	13N	45E	CUSTER
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.

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Nu	umber:	40D 11769	91-00 STATE	MENT	OF CL/	AIM			
		Version:	2 REEXAMI	NED					
			Status: A	CTIVE	E				
Owners:			DORAN ENHOVE LN Ƴ, MT 59301 5	533					
<b>Priority Date:</b>		DECEMBE	DECEMBER 31, 1958						
Type of Histori	cal Right	:							
Purpose(use):		IRRIGATIC	DN						
Irrigati	on Type:	WATER SI	PREADING						
*Flow Rate:			C FLOW RATE S OF DIRECT F				ECREED BECAUSE THIS USE ADING.		
Volume:		72.00 AC-F	-T						
Clima	atic Area:	: 1 - HIGH							
Maximum Acr	es:	32.00							
Source Name:		CROW RC	OCK CREEK						
Source Typ	e:	SURF	FACE WATER						
Point of Divers	sion and N	Aeans of Div	ersion:						
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWSW	<u>Sec</u> 21	<u>Тwp</u> 13N		<u>County</u> PRAIRIE		
			1 TO DECEME	3ER 31					
Diversion	Means:	DIKE							
Period of Use:		JANUARY	1 TO DECEMB	ER 31					
Place of Use:									
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1 ;	32.00		W2W2	21	13N	45E	PRAIRIE		

Place of Use:

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

117687-00 117689-00 117691-00

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

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

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A FILED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

### **IMPORTANT NOTICE**

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

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

Water Right N	umber:	40D 117692-00 STATEMENT OF CLAIM							
		Version: 3 REEXAMINED							
			Statu	s:	ACTIVE				
Owners:		CLARE M I 158 WYTT MILES CIT	ENHO	VE LN	5533				
Priority Date:		APRIL 10,	1946						
Type of Histor	ical Right:	USE							
Purpose(use):		DOMESTIC	)						
Flow Rate:		10.00 GPM	l						
Volume:		2.50 AC-F1	Γ						
Hous	seholds:	2							
Maximum Acr	es:	0.25							
Source Name:		GROUNDV	VATEF	२					
Source Typ	e:	GRO	JNDW	ATER					
Point of Divers	sion and N	leans of Div	ersion:						
<u>ID</u> 1		<u>Govt Lot</u>	-	<u>Qtr Sec</u> SENENE	28	<u>Twp</u> 13N	<u>Rge</u> 45E	<u>County</u> CUSTER	
Period of Diversion		: JANUARY WELL	1 TO	DECEM	BER 31				
Period of Use:	wieans:	JANUARY	1 TO I		RER 31				
		0/ 110/ 111	1101		BEIROI				
Place of Use: ID	Acres	Govt Lot		Qtr Sec	e Sec	Twp	Rae	County	
<u>10</u> 1	0.25	GUVI LUI	c	<u>Ou sec</u> Senene		<u>1 wp</u> 13N		CUSTER	
Total:	0.25		c		20	IJN	40E	CUSIER	

**Remarks:** 

AUGUST 19, 2020 40D 117692-00

Page 2 of 2

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

117685-00 117692-00

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.

117685-00 117692-00

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 119530-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LITTLE DRY WATER USERS ASSOC % TOM WANKEL PO BOX 175 ANGELA, MT 59312
	MONTANA, STATE OF DEPT OF NATURAL RESOURCES LITTLE DRY 1424 9TH AVE PO BOX 201601 HELENA, MT 59620 1601
Priority Date:	FEBRUARY 6, 1908
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER/FLOOD
Flow Rate:	50.00 CFS
	COMBINED FLOW RATE FOR CLAIMS 40D 119532, 40D 119530 AND 40D 119531 IS LIMITED TO THE HISTORIC CAPACITY OF THE CONVEYANCE SYSTEM.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Areas	1 - HIGH
Maximum Acres:	3,530.00
Source Name:	LITTLE DRY CREEK
Source Type:	SURFACE WATER

AUGUST 19, 2020 40D 119530-00 Page 2 of 4

\*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		SESWSW	4	15N	43E GARFIELD
Period of Diversion	n: JANUARY 1	TO DECEMB	ER 31		
<b>Diversion Means:</b>	HEADGATE				
Ditch Name:	LITTLE DRY	WATER USE	RS A	SSOCIA	ATION CANAL
Period of Use:	JANUARY 1	TO DECEMB	ER 31		

Place of Use:

Place	of Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	20.00		SESW	4	15N	43E	GARFIELD
2	15.00		SWSE	4	15N	43E	GARFIELD
3	30.00		SESE	4	15N	43E	GARFIELD
4	5.00		NESE	4	15N	43E	GARFIELD
5	5.00		SWNE	28	17N	43E	GARFIELD
6	30.00		SENW	28	17N	43E	GARFIELD
7	30.00		SWNW	28	17N	43E	GARFIELD
8	35.00		NWNW	28	17N	43E	GARFIELD
9	140.00		SW	28	17N	43E	GARFIELD
10	110.00		SE	28	17N	43E	GARFIELD
11	145.00		NE	29	17N	43E	GARFIELD
12	15.00		NENW	29	17N	43E	GARFIELD
13	10.00		NWSE	29	17N	43E	GARFIELD
14	35.00		NESE	29	17N	43E	GARFIELD
15	30.00		SESE	29	17N	43E	GARFIELD
16	100.00		NW	33	17N	43E	GARFIELD
17	110.00		NE	33	17N	43E	GARFIELD
18	155.00		SE	33	17N	43E	GARFIELD
19	80.00		SW	33	17N	43E	GARFIELD
20	35.00		NWSW	34	17N	43E	GARFIELD
21	15.00		NESW	34	17N	43E	GARFIELD
22	30.00		SWSW	34	17N	43E	GARFIELD
23	5.00		SESW	34	17N	43E	GARFIELD
24	25.00		SWNW	34	17N	43E	GARFIELD
25	5.00		NWNW	34	17N	43E	GARFIELD
26	110.00		NW	1	16N	43E	GARFIELD
27	25.00		NWSW	24	16N	43E	GARFIELD
28	5.00		SWSW	24	16N	43E	GARFIELD
29	5.00		NWNE	1	16N	43E	GARFIELD
30	65.00		SW	1	16N	43E	GARFIELD
31	190.00		SW	2	16N	43E	GARFIELD
32	170.00		SE	2	16N	43E	GARFIELD
33	135.00		NE	2	16N	43E	GARFIELD
34	50.00		NW	2	16N	43E	GARFIELD
35	20.00		SENE	11	16N	43E	GARFIELD
36	15.00		SWNE	11	16N		GARFIELD
					-		_

AUGUST 19, 2020 40D 119530-00 Page 3 of 4

r lace of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
37	15.00		NWNE	11	16N	43E	GARFIELD
38	30.00		NENE	11	16N	43E	GARFIELD
39	150.00		NW	12	16N	43E	GARFIELD
40	5.00		SWNE	12	16N	43E	GARFIELD
41	145.00		SW	12	16N	43E	GARFIELD
42	10.00		NWSE	12	16N	43E	GARFIELD
43	20.00		SWSE	12	16N	43E	GARFIELD
44	80.00		NE	13	16N	43E	GARFIELD
45	80.00		NW	13	16N	43E	GARFIELD
46	5.00		NWSE	13	16N	43E	GARFIELD
47	30.00		NESW	13	16N	43E	GARFIELD
48	30.00		SESW	13	16N	43E	GARFIELD
49	15.00		SWSE	13	16N	43E	GARFIELD
50	80.00		NW	23	16N	43E	GARFIELD
51	115.00		SW	23	16N	43E	GARFIELD
52	120.00		SE	23	16N	43E	GARFIELD
53	125.00		NE	23	16N	43E	GARFIELD
54	95.00		NW	24	16N	43E	GARFIELD
55	10.00		NWNE	26	16N	43E	GARFIELD
56	10.00		SWNE	26	16N	43E	GARFIELD
57	35.00		SENW	26	16N	43E	GARFIELD
58	5.00		SWNW	26	16N	43E	GARFIELD
59	5.00		NWNW	26	16N	43E	GARFIELD
60	35.00		NENW	26	16N	43E	GARFIELD
61	35.00		SESW	26	16N	43E	GARFIELD
62	5.00		NESW	26	16N	43E	GARFIELD
63	5.00		SWSW	26	16N	43E	GARFIELD
64	5.00		SWSE	26	16N	43E	GARFIELD
65	25.00		SESW	34	16N	43E	GARFIELD
66	120.00		SE	34	16N	43E	GARFIELD
67	20.00		SENE	34	16N	43E	GARFIELD
68	5.00		SWNE	34	16N	43E	GARFIELD
69	15.00		SWNW	35	16N	43E	GARFIELD
70	15.00		NWNW	35	16N	43E	GARFIELD
71	25.00		NENW	35	16N	43E	GARFIELD
Total:	3,530.00						

#### **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.

119530-00 119531-00 119532-00 AUGUST 19, 2020

40D 119530-00

Page 4 of 4

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

119530-00 119534-00

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

PARENT FILE FOR THIS RIGHT IS 40D 119529-00.

PART OF THE PLACE OF USE OF 40D 211838-00 WAS ALSO CLAIMED BY THE CLAIMANT OF 40D 119530-00, 40D 119531-00, 40D 119532-00, 40D 119534-00, 40D 119535-00 AND 40D 119536-00. THE WATER COURT DECREES THIS RIGHT AND MAKES ALL CLAIMS A MATTER OF RECORD.

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 119531	-00 STA	TEMENT OF CLAIM		
	Version: 2	2 REEXAI	MINED		
	S	Status:	ACTIVE		
Owners:	LITTLE DRY WATER USERS ASSOC % TOM WANKEL PO BOX 175 ANGELA, MT 59312				
	MONTANA, S LITTLE DRY 1424 9TH AV PO BOX 201 HELENA, MT	/E 601	DEPT OF NATURAL RESOURCES 01		
<b>Priority Date:</b>	AUGUST 29, 1936				
Type of Historical Right: FILED					
Purpose(use):	IRRIGATION				
Irrigation Type:	SPRINKLER/FLOOD				
Flow Rate:	50.00 CFS				
			TE FOR CLAIMS 40D 119532, 40D 119530 AND 40D 119531 STORIC CAPACITY OF THE CONVEYANCE SYSTEM.		
*Volume:	-		OF THIS WATER RIGHT SHALL NOT EXCEED THE FORICAL AND BENEFICIAL USE.		
Climatic Area: 1 - HIGH					
Maximum Acres:	3,530.00				
Source Name:	LITTLE DRY	CREEK			
Source Type:	SURFA	CE WATER	R		

AUGUST 19, 2020 40D 119531-00 Page 2 of 4

\*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		SESWSW	4	15N	43E GARFIELD
Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	HEADGATE				
Ditch Name:	LITTLE DRY	WATER USE	RS A	SSOCIA	TION CANAL
Period of Use:	JANUARY 1	TO DECEMB	ER 31		

Place of Use:

Place	of Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	20.00		SESW	4	15N	43E	GARFIELD
2	15.00		SWSE	4	15N	43E	GARFIELD
3	30.00		SESE	4	15N	43E	GARFIELD
4	5.00		NESE	4	15N	43E	GARFIELD
5	5.00		SWNE	28	17N	43E	GARFIELD
6	30.00		SENW	28	17N	43E	GARFIELD
7	30.00		SWNW	28	17N	43E	GARFIELD
8	35.00		NWNW	28	17N	43E	GARFIELD
9	140.00		SW	28	17N	43E	GARFIELD
10	110.00		SE	28	17N	43E	GARFIELD
11	145.00		NE	29	17N	43E	GARFIELD
12	15.00		NENW	29	17N	43E	GARFIELD
13	10.00		NWSE	29	17N	43E	GARFIELD
14	35.00		NESE	29	17N	43E	GARFIELD
15	30.00		SESE	29	17N	43E	GARFIELD
16	100.00		NW	33	17N	43E	GARFIELD
17	110.00		NE	33	17N	43E	GARFIELD
18	155.00		SE	33	17N	43E	GARFIELD
19	80.00		SW	33	17N	43E	GARFIELD
20	35.00		NWSW	34	17N	43E	GARFIELD
21	15.00		NESW	34	17N	43E	GARFIELD
22	30.00		SWSW	34	17N	43E	GARFIELD
23	5.00		SESW	34	17N	43E	GARFIELD
24	25.00		SWNW	34	17N	43E	GARFIELD
25	5.00		NWNW	34	17N	43E	GARFIELD
26	110.00		NW	1	16N	43E	GARFIELD
27	25.00		NWSW	24	16N	43E	GARFIELD
28	5.00		SWSW	24	16N	43E	GARFIELD
29	5.00		NWNE	1	16N	43E	GARFIELD
30	65.00		SW	1	16N	43E	GARFIELD
31	190.00		SW	2	16N	43E	GARFIELD
32	170.00		SE	2	16N	43E	GARFIELD
33	135.00		NE	2	16N	43E	GARFIELD
34	50.00		NW	2	16N	43E	GARFIELD
35	20.00		SENE	11	16N	43E	GARFIELD
36	15.00		SWNE	11	16N	43E	GARFIELD

AUGUST 19, 2020 40D 119531-00 Page 3 of 4

Place of	Use:						
<u>ID</u> 37	<u>Acres</u> 15.00	Govt Lot	<u>Qtr Sec</u> NWNE	<u>Sec</u> 11	<u>Тwp</u> 16N	<u>Rge</u> 43E	<u>County</u> GARFIELD
38	30.00		NENE	11	16N	43E	GARFIELD
39	150.00		NW	12	16N	43E	GARFIELD
40	5.00		SWNE	12	16N	43E	GARFIELD
41	145.00		SW	12	16N	43E	GARFIELD
42	10.00		NWSE	12	16N	43E	GARFIELD
43	20.00		SWSE	12	16N	43E	GARFIELD
44	80.00		NE	13	16N	43E	GARFIELD
45	80.00		NW	13	16N	43E	GARFIELD
46	5.00		NWSE	13	16N	43E	GARFIELD
47	30.00		NESW	13	16N	43E	GARFIELD
48	30.00		SESW	13	16N	43E	GARFIELD
49	15.00		SWSE	13	16N	43E	GARFIELD
50	80.00		NW	23	16N	43E	GARFIELD
51	115.00		SW	23	16N	43E	GARFIELD
52	120.00		SE	23	16N	43E	GARFIELD
53	125.00		NE	23	16N	43E	GARFIELD
54	95.00		NW	24	16N	43E	GARFIELD
55	10.00		NWNE	26	16N	43E	GARFIELD
56	10.00		SWNE	26	16N	43E	GARFIELD
57	35.00		SENW	26	16N	43E	GARFIELD
58	5.00		SWNW	26	16N	43E	GARFIELD
59	5.00		NWNW	26	16N	43E	GARFIELD
60	35.00		NENW	26	16N	43E	GARFIELD
61	35.00		SESW	26	16N	43E	GARFIELD
62	5.00		NESW	26	16N	43E	GARFIELD
63	5.00		SWSW	26	16N	43E	GARFIELD
64	5.00		SWSE	26	16N	43E	GARFIELD
65	25.00		SESW	34	16N	43E	GARFIELD
66	120.00		SE	34	16N	43E	GARFIELD
67	20.00		SENE	34	16N	43E	GARFIELD
68	5.00		SWNE	34	16N	43E	GARFIELD
69	15.00		SWNW	35	16N	43E	GARFIELD
70	15.00		NWNW	35	16N	43E	GARFIELD
71	25.00		NENW	35	16N	43E	GARFIELD
Total:	3,530.00						

#### **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.

119530-00 119531-00 119532-00

AUGUST 19, 2020

40D 119531-00

Page 4 of 4

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

119531-00 119535-00

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

PARENT FILE FOR THIS RIGHT IS 40D 119529-00.

PART OF THE PLACE OF USE OF 40D 211838-00 WAS ALSO CLAIMED BY THE CLAIMANT OF 40D 119530-00, 40D 119531-00, 40D 119532-00, 40D 119534-00, 40D 119535-00 AND 40D 119536-00. THE WATER COURT DECREES THIS RIGHT AND MAKES ALL CLAIMS A MATTER OF RECORD.

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 119532-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MONTANA, STATE OF DEPT OF NATURAL RESOURCES LITTLE DRY 1424 9TH AVE PO BOX 201601 HELENA, MT 59620 1601				
	LITTLE DRY WATER USERS ASSOC % TOM WANKEL PO BOX 175 ANGELA, MT 59312				
Priority Date:	MARCH 1, 1973				
Type of Historical Right: USE					
Purpose(use):	IRRIGATION				
Irrigation Type:	SPRINKLER/FLOOD				
Flow Rate:	40.00 CFS				
	COMBINED FLOW RATE FOR CLAIMS 40D 119532-00, 40D 119530-00 AND 40D 119531-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE CONVEYANCE SYSTEM.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area: 1 - HIGH					
Maximum Acres:	3,530.00				
Source Name:	LITTLE DRY CREEK				
Source Type:	SURFACE WATER				

AUGUST 19, 2020 40D 119532-00 Page 2 of 4

\*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		SESWSW	4	15N	43E GARFIELD
Period of Diversion	n: JANUARY 1	TO DECEMB	ER 31		
<b>Diversion Means:</b>	HEADGATE				
Ditch Name:	LITTLE DRY	WATER USE	RS A	SSOCIA	ATION CANAL
Period of Use:	JANUARY 1	TO DECEMB	ER 31		

Place of Use:

Place	of Use:						
<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	20.00		SESW	4	15N	43E	GARFIELD
2	15.00		SWSE	4	15N	43E	GARFIELD
3	30.00		SESE	4	15N	43E	GARFIELD
4	5.00		NESE	4	15N	43E	GARFIELD
5	5.00		SWNE	28	17N	43E	GARFIELD
6	30.00		SENW	28	17N	43E	GARFIELD
7	30.00		SWNW	28	17N	43E	GARFIELD
8	35.00		NWNW	28	17N	43E	GARFIELD
9	140.00		SW	28	17N	43E	GARFIELD
10	110.00		SE	28	17N	43E	GARFIELD
11	145.00		NE	29	17N	43E	GARFIELD
12	15.00		NENW	29	17N	43E	GARFIELD
13	10.00		NWSE	29	17N	43E	GARFIELD
14	35.00		NESE	29	17N	43E	GARFIELD
15	30.00		SESE	29	17N	43E	GARFIELD
16	100.00		NW	33	17N	43E	GARFIELD
17	110.00		NE	33	17N	43E	GARFIELD
18	155.00		SE	33	17N	43E	GARFIELD
19	80.00		SW	33	17N	43E	GARFIELD
20	35.00		NWSW	34	17N	43E	GARFIELD
21	15.00		NESW	34	17N	43E	GARFIELD
22	30.00		SWSW	34	17N	43E	GARFIELD
23	5.00		SESW	34	17N	43E	GARFIELD
24	25.00		SWNW	34	17N	43E	GARFIELD
25	5.00		NWNW	34	17N	43E	GARFIELD
26	110.00		NW	1	16N	43E	GARFIELD
27	25.00		NWSW	24	16N	43E	GARFIELD
28	5.00		SWSW	24	16N	43E	GARFIELD
29	5.00		NWNE	1	16N	43E	GARFIELD
30	65.00		SW	1	16N	43E	GARFIELD
31	190.00		SW	2	16N	43E	GARFIELD
32	170.00		SE	2	16N	43E	GARFIELD
33	135.00		NE	2	16N	43E	GARFIELD
34	50.00		NW	2	16N	43E	GARFIELD
35	20.00		SENE	11	16N	43E	GARFIELD
36	15.00		SWNE	11	16N	43E	GARFIELD

AUGUST 19, 2020 40D 119532-00 Page 3 of 4

#### Place of Use:

Flace of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	Rge	<u>County</u>
37	15.00		NWNE	11	16N	43E	GARFIELD
38	30.00		NENE	11	16N	43E	GARFIELD
39	150.00		NW	12	16N	43E	GARFIELD
40	5.00		SWNE	12	16N	43E	GARFIELD
41	145.00		SW	12	16N	43E	GARFIELD
42	10.00		NWSE	12	16N	43E	GARFIELD
43	20.00		SWSE	12	16N	43E	GARFIELD
44	80.00		NE	13	16N	43E	GARFIELD
45	80.00		NW	13	16N	43E	GARFIELD
46	5.00		NWSE	13	16N	43E	GARFIELD
47	30.00		NESW	13	16N	43E	GARFIELD
48	30.00		SESW	13	16N	43E	GARFIELD
49	15.00		SWSE	13	16N	43E	GARFIELD
50	80.00		NW	23	16N	43E	GARFIELD
51	115.00		SW	23	16N	43E	GARFIELD
52	120.00		SE	23	16N	43E	GARFIELD
53	125.00		NE	23	16N	43E	GARFIELD
54	95.00		NW	24	16N	43E	GARFIELD
55	10.00		NWNE	26	16N	43E	GARFIELD
56	10.00		SWNE	26	16N	43E	GARFIELD
57	35.00		SENW	26	16N	43E	GARFIELD
58	5.00		SWNW	26	16N	43E	GARFIELD
59	5.00		NWNW	26	16N	43E	GARFIELD
60	35.00		NENW	26	16N	43E	GARFIELD
61	35.00		SESW	26	16N	43E	GARFIELD
62	5.00		NESW	26	16N	43E	GARFIELD
63	5.00		SWSW	26	16N	43E	GARFIELD
64	5.00		SWSE	26	16N	43E	GARFIELD
65	25.00		SESW	34	16N	43E	GARFIELD
66	120.00		SE	34	16N	43E	GARFIELD
67	20.00		SENE	34	16N	43E	GARFIELD
68	5.00		SWNE	34	16N	43E	GARFIELD
69	15.00		SWNW	35	16N	43E	GARFIELD
70	15.00		NWNW	35	16N	43E	GARFIELD
71	25.00		NENW	35	16N	43E	GARFIELD
Total:	3,530.00						

#### **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.

119530-00 119531-00 119532-00

AUGUST 19, 2020

40D 119532-00 Page 4 of 4

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

119532-00 119536-00

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

PARENT FILE FOR THIS RIGHT IS 40D 119529-00.

PART OF THE PLACE OF USE OF 40D 211838-00 WAS ALSO CLAIMED BY THE CLAIMANT OF 40D 119530-00, 40D 119531-00, 40D 119532-00, 40D 119534-00, 40D 119535-00 AND 40D 119536-00. THE WATER COURT DECREES THIS RIGHT AND MAKES ALL CLAIMS A MATTER OF RECORD.

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

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

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 119534-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LITTLE DRY WATER USERS ASSOC % TOM WANKEL PO BOX 175 ANGELA, MT 59312
	MONTANA, STATE OF DEPT OF NATURAL RESOURCES LITTLE DRY 1424 9TH AVE PO BOX 201601 HELENA, MT 59620 1601
Priority Date:	FEBRUARY 6, 1908
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	LITTLE DRY CREEK
Source Type:	SURFACE WATER

AUGUST 19, 2020 40D 119534-00 Page 2 of 4

\*Point of Diversion and Means of Diversion:

$\frac{\mathrm{ID}}{\mathrm{I}}$	Govt Lot	<u>Qtr Sec</u>				County	
1		SESWSW	4	15N	43E	GARFIELD	
Period of Diversion	n: JANUARY 1	TO DECEMB	ER 31				
<b>Diversion Means:</b>	HEADGATE						
Ditch Name:	LITTLE DRY WATER USERS ASSOCIATION CANAL						
Period of Use:	JANUARY 1	TO DECEMBE	ER 31				

Place of Use:

<u>ID</u> 1	Acres	Govt Lot	<u>Qtr Sec</u> SESW	<u>Sec</u> 4	<u>Twp</u> 15N	<u>Rge</u> 43E	<u>County</u> GARFIELD
2			SWSE	4	15N	43E	GARFIELD
3			SESE	4	15N	43E	GARFIELD
4			NESE	4	15N	43E	GARFIELD
5			SWNE	28	17N	43E	GARFIELD
6			SENW	28	17N	43E	GARFIELD
7			SWNW	28	17N	43E	GARFIELD
8			NWNW	28	17N	43E	GARFIELD
9			SW	28	17N	43E	GARFIELD
10			SE	28	17N	43E	GARFIELD
11			NE	29	17N	43E	GARFIELD
12			NENW	29	17N	43E	GARFIELD
13			NWSE	29	17N	43E	GARFIELD
14			NESE	29	17N	43E	GARFIELD
15			SESE	29	17N	43E	GARFIELD
16			NW	33	17N	43E	GARFIELD
17			NE	33	17N	43E	GARFIELD
18			SE	33	17N	43E	GARFIELD
19			SW	33	17N	43E	GARFIELD
20			NWSW	34	17N	43E	GARFIELD
21			NESW	34	17N	43E	GARFIELD
22			SWSW	34	17N	43E	GARFIELD
23			SESW	34	17N	43E	GARFIELD
24			SWNW	34	17N	43E	GARFIELD
25			NWNW	34	17N	43E	GARFIELD
26			NW	1	16N	43E	GARFIELD
27			NWSW	24	16N	43E	GARFIELD
28			SWSW	24	16N	43E	GARFIELD
29			NWNE	1	16N	43E	GARFIELD
30			SW	1	16N	43E	GARFIELD
31			SW	2	16N	43E	GARFIELD
32			SE	2	16N	43E	GARFIELD
33			NE	2	16N	43E	
34			NW	2	16N	43E	
35			SENE	11	16N	43E	
36			SWNE	11	16N	43E	GARFIELD

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Place of Use:	:						
ID a7	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
37			NWNE	11	16N	43E	GARFIELD
38			NENE	11	16N	43E	GARFIELD
39			NW	12	16N	43E	GARFIELD
40			SWNE	12	16N	43E	GARFIELD
41			SW	12	16N	43E	GARFIELD
42			NWSE	12	16N	43E	GARFIELD
43			SWSE	12	16N	43E	GARFIELD
44 45			NE	13	16N	43E	GARFIELD
45 46			NW NWSE	13	16N 16N	43E 43E	GARFIELD GARFIELD
40 47			NESW	13 13	16N	43⊑ 43E	GARFIELD
47 48			SESW	13	16N	43⊑ 43E	GARFIELD
48 49			SWSE	13	16N	43⊑ 43E	GARFIELD
49 50			NW	23	16N	43⊑ 43E	GARFIELD
50			SW	23	16N	43E	GARFIELD
52			SE	23	16N	43E	GARFIELD
53			NE	23	16N	43E	GARFIELD
54			NW	24	16N	43E	GARFIELD
55			NWNE	26	16N	43E	GARFIELD
56			SWNE	26	16N	43E	GARFIELD
57			SENW	26	16N	43E	GARFIELD
58			SWNW	26	16N	43E	GARFIELD
59			NWNW	26	16N	43E	GARFIELD
60			NENW	26	16N	43E	GARFIELD
61			SESW	26	16N	43E	GARFIELD
62			NESW	26	16N	43E	GARFIELD
63			SWSW	26	16N	43E	GARFIELD
64			SWSE	26	16N	43E	GARFIELD
65			SESW	34	16N	43E	GARFIELD
66			SE	34	16N	43E	GARFIELD
67			SENE	34	16N	43E	GARFIELD
68			SWNE	34	16N	43E	GARFIELD
69			SWNW	35	16N	43E	GARFIELD
70			NWNW	35	16N	43E	GARFIELD
71			NENW	35	16N	43E	GARFIELD

#### **Remarks:**

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

119530-00 119534-00

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

AUGUST 19, 2020 40D 119534-00 Page 4 of 4

PARENT FILE FOR THIS RIGHT IS 40D 119533-00.

PART OF THE PLACE OF USE OF 40D 211838-00 WAS ALSO CLAIMED BY THE CLAIMANT OF 40D 119530-00, 40D 119531-00, 40D 119532-00, 40D 119534-00, 40D 119535-00 AND 40D 119536-00. THE WATER COURT DECREES THIS RIGHT AND MAKES ALL CLAIMS A MATTER OF RECORD.

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

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 119535-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LITTLE DRY WATER USERS ASSOC % TOM WANKEL PO BOX 175 ANGELA, MT 59312
	MONTANA, STATE OF DEPT OF NATURAL RESOURCES LITTLE DRY 1424 9TH AVE PO BOX 201601 HELENA, MT 59620 1601
Priority Date:	AUGUST 29, 1936
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	LITTLE DRY CREEK
Source Type:	SURFACE WATER

AUGUST 19, 2020 40D 119535-00 Page 2 of 4

\*Point of Diversion and Means of Diversion:

<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWSW	<u>Sec</u> 4	<u>Twp</u> 15N		<u>County</u> GARFIELD	
Period of Diversior	: JANUARY 1	TO DECEMB	ER 31				
<b>Diversion Means:</b>	HEADGATE						
Ditch Name:	LITTLE DRY WATER USERS ASSOCIATION CANAL						
Period of Use:	JANUARY 1	TO DECEMBE	ER 31				

Place of Use:

Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp		<u>County</u>
1			SESW	4	15N	43E	GARFIELD
2			SWSE	4	15N	43E	GARFIELD
3			SESE	4	15N	43E	GARFIELD
4			NESE	4	15N	43E	GARFIELD
5			SWNE	28	17N	43E	GARFIELD
6			SENW	28	17N	43E	GARFIELD
7			SWNW	28	17N	43E	GARFIELD
8			NWNW	28	17N	43E	GARFIELD
9			SW	28	17N	43E	GARFIELD
10			SE	28	17N	43E	GARFIELD
11			NE	29	17N	43E	GARFIELD
12			NENW	29	17N	43E	GARFIELD
13			NWSE	29	17N	43E	GARFIELD
14			NESE	29	17N	43E	GARFIELD
15			SESE	29	17N	43E	GARFIELD
16			NW	33	17N	43E	GARFIELD
17			NE	33	17N	43E	GARFIELD
18			SE	33	17N	43E	GARFIELD
19			SW	33	17N	43E	GARFIELD
20			NWSW	34	17N	43E	GARFIELD
21			NESW	34	17N	43E	GARFIELD
22			SWSW	34	17N	43E	GARFIELD
23			SESW	34	17N	43E	GARFIELD
24			SWNW	34	17N	43E	GARFIELD
25			NWNW	34	17N	43E	GARFIELD
26			NW	1	16N	43E	GARFIELD
27			NWSW	24	16N	43E	GARFIELD
28			SWSW	24	16N	43E	GARFIELD
29			NWNE	1	16N	43E	GARFIELD
30			SW	1	16N	43E	GARFIELD
31			SW	2	16N	43E	GARFIELD
32			SE	2	16N	43E	GARFIELD
33			NE	2	16N	43E	GARFIELD
34			NW	2	16N	43E	GARFIELD
35			SENE	11	16N	43E	GARFIELD
36			SWNE	11	16N	43E	GARFIELD

AUGUST 19, 2020 40D 119535-00 Page 3 of 4

Place of Use:
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Place of Use:							
<u>ID</u>	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County
37			NWNE	11	16N	43E	GARFIELD
38			NENE	11	16N	43E	GARFIELD
39			NW	12	16N	43E	GARFIELD
40			SWNE	12	16N	43E	GARFIELD
41			SW	12	16N	43E	GARFIELD
42			NWSE	12	16N	43E	GARFIELD
43			SWSE	12	16N	43E	GARFIELD
44			NE	13	16N	43E	GARFIELD
45			NW	13	16N	43E	GARFIELD
46			NWSE	13	16N		GARFIELD
47			NESW	13	16N	43E	GARFIELD
48			SESW	13	16N	43E	GARFIELD
49			SWSE	13	16N	43E	GARFIELD
50			NW	23	16N	43E	GARFIELD
51			SW	23	16N	43E	GARFIELD
52			SE	23	16N	43E	GARFIELD
53			NE	23	16N	43E	GARFIELD
54			NW	24	16N	43E	GARFIELD
55			NWNE	26	16N	43E	GARFIELD
56			SWNE	26	16N	43E	GARFIELD
57			SENW	26	16N	43E	GARFIELD
58			SWNW	26	16N	43E	GARFIELD
59			NWNW	26	16N	43E	GARFIELD
60			NENW	26	16N	43E	GARFIELD
61			SESW	26	16N	43E	GARFIELD
62			NESW	26	16N	43E	GARFIELD
63			SWSW	26	16N	43E	GARFIELD
64			SWSE	26	16N	43E	GARFIELD
65			SESW	34	16N	43E	GARFIELD
66			SE	34	16N	43E	GARFIELD
67			SENE	34	16N	43E	GARFIELD
68			SWNE	34	16N	43E	GARFIELD
69			SWNW	35	16N	43E	GARFIELD
70			NWNW	35	16N	43E	GARFIELD
71			NENW	35	16N	43E	GARFIELD

#### **Remarks:**

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

119531-00 119535-00

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

AUGUST 19, 2020 40D 119535-00 Page 4 of 4

PARENT FILE FOR THIS RIGHT IS 40D 119533-00.

PART OF THE PLACE OF USE OF 40D 211838-00 WAS ALSO CLAIMED BY THE CLAIMANT OF 40D 119530-00, 40D 119531-00, 40D 119532-00, 40D 119534-00, 40D 119535-00 AND 40D 119536-00. THE WATER COURT DECREES THIS RIGHT AND MAKES ALL CLAIMS A MATTER OF RECORD.

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

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 119536-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE OF DEPT OF NATURAL RESOURCES LITTLE DRY 1424 9TH AVE PO BOX 201601 HELENA, MT 59620 1601
	LITTLE DRY WATER USERS ASSOC % TOM WANKEL PO BOX 175 ANGELA, MT 59312
<b>Priority Date:</b>	MARCH 1, 1973
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	LITTLE DRY CREEK
Source Type:	SURFACE WATER

AUGUST 19, 2020 40D 119536-00 Page 2 of 4

\*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>	
1		SESWSW	4	15N	43E	GARFIELD	
Period of Diversion	: JANUARY 1	TO DECEMB	ER 31				
<b>Diversion Means:</b>	HEADGATE						
Ditch Name:	LITTLE DRY WATER USERS ASSOCIATION CANAL						
Period of Use:	JANUARY 1	TO DECEMBE	ER 31				

Place of Use:

Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
1			SESW	4	15N	43E	GARFIELD
2			SWSE	4	15N	43E	GARFIELD
3			SESE	4	15N	43E	GARFIELD
4			NESE	4	15N	43E	GARFIELD
5			SWNE	28	17N	43E	GARFIELD
6			SENW	28	17N	43E	GARFIELD
7			SWNW	28	17N	43E	GARFIELD
8			NWNW	28	17N	43E	GARFIELD
9			SW	28	17N	43E	GARFIELD
10			SE	28	17N	43E	GARFIELD
11			NE	29	17N	43E	GARFIELD
12			NENW	29	17N	43E	GARFIELD
13			NWSE	29	17N	43E	GARFIELD
14			NESE	29	17N	43E	GARFIELD
15			SESE	29	17N	43E	GARFIELD
16			NW	33	17N	43E	GARFIELD
17			NE	33	17N	43E	GARFIELD
18			SE	33	17N	43E	GARFIELD
19			SW	33	17N	43E	GARFIELD
20			NWSW	34	17N	43E	GARFIELD
21			NESW	34	17N	43E	GARFIELD
22			SWSW	34	17N	43E	GARFIELD
23			SESW	34	17N	43E	GARFIELD
24			SWNW	34	17N	43E	GARFIELD
25			NWNW	34	17N	43E	GARFIELD
26			NW	1	16N	43E	GARFIELD
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29			NWNE	1	16N	43E	GARFIELD
30			SW	1	16N	43E	GARFIELD
31			SW	2	16N	43E	GARFIELD
32			SE	2	16N	43E	GARFIELD
33			NE	2	16N	43E	GARFIELD
34			NW	2	16N	43E	GARFIELD
35			SENE	11	16N	43E	GARFIELD
36			SWNE	11	16N	43E	GARFIELD

AUGUST 19, 2020 40D 119536-00 Page 3 of 4

Place	of	Use:

Place of Use:							
$\frac{\text{ID}}{\text{OZ}}$	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County
37			NWNE	11	16N	43E	GARFIELD
38			NENE	11	16N	43E	GARFIELD
39			NW	12	16N	43E	GARFIELD
40			SWNE	12	16N	43E	GARFIELD
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67			SENE	34	16N	43E	GARFIELD
68			SWNE	34	16N	43E	GARFIELD
69			SWNW	35	16N	43E	GARFIELD
70			NWNW	35	16N	43E	GARFIELD
71			NENW	35	16N	43E	GARFIELD

#### **Remarks:**

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

119532-00 119536-00

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

AUGUST 19, 2020 40D 119536-00 Page 4 of 4

PARENT FILE FOR THIS RIGHT IS 40D 119533-00.

PART OF THE PLACE OF USE OF 40D 211838-00 WAS ALSO CLAIMED BY THE CLAIMANT OF 40D 119530-00, 40D 119531-00, 40D 119532-00, 40D 119534-00, 40D 119535-00 AND 40D 119536-00. THE WATER COURT DECREES THIS RIGHT AND MAKES ALL CLAIMS A MATTER OF RECORD.

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number: 40D 119678-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT Status: DISMISSED

**Owners:** 

VIRGINIA L MURNION PO BOX 13 JORDAN, MT 59337 0013

LEE MURNION PO BOX 333 JORDAN, MT 59337 0333

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):IRRIGATIONFlow Rate:Volume:Source Name:BIG DRY CREEK

Point of Diversion and Means of Diversion:

**Period of Use:** 

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE 40D PRELIMINARY DECREE.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40D 119679-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT Status: DISMISSED

**Owners:** 

VIRGINIA L MURNION PO BOX 13 JORDAN, MT 59337 0013

LEE MURNION PO BOX 333 JORDAN, MT 59337 0333

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: BIG DRY CREEK

Point of Diversion and Means of Diversion:

**Period of Use:** 

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE 40D PRELIMINARY DECREE.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40D 119680-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT Status: DISMISSED

**Owners:** 

LEE MURNION PO BOX 333 JORDAN, MT 59337 0333

VIRGINIA L MURNION PO BOX 13 JORDAN. MT 59337 0013

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):IRRIGATIONFlow Rate:Volume:Source Name:BIG DRY CREEKPoint of Diversion and Means of Diversion:Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE 40D PRELIMINARY DECREE.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40D 119681-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT Status: DISMISSED

**Owners:** 

VIRGINIA L MURNION PO BOX 13 JORDAN, MT 59337 0013

LEE MURNION PO BOX 333 JORDAN, MT 59337 0333

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: BIG DRY CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE 40D PRELIMINARY DECREE.

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121882-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337
<b>Priority Date:</b>	DECEMBER 31, 1944
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	WOODY CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
$\frac{\text{ID}}{1}$	Govt LotQtr SecSecTwpRgeCounty3620N39EGARFIELD
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

AUGUST 19, 2020 40D 121882-00 Page 2 of 3

\*Reservoir: ONSTREAM

	Govt LotQtr SecSecTwpRgeCounty3620N39EGARFIELD
Diversion to	Reservoir: DIVERSION # 1
Dam Heigh	9.00 FEET
Depth:	6.00 FEET
Surface Are	a: 3.01 ACRES
Capacity:	7.22 ACRE-FEET
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	3 6 20N 39E GARFIELD

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 121882-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 1218	40D 121883-00 STATEMENT OF CLAIM						
	Version:	2 REEX	AMINED					
		Status:	ACTIV	E				
Owners:	John Hil 1369 Hax Jordan,		D					
Priority Date:	DECEMBE	ER 31, 1944						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	ONSTREA	MRESER	/OIR. TH	E FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.		
*Volume:	STOCKW/ ANIMAL U	ATERING P NIT. ANIMA	URPOSE	S AT THI SHALL E	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER		
Source Name:	WOODY (	CREEK, NO	RTH FOF	ĸĸ				
Source Type:	SUR	FACE WAT	ER					
Point of Diversion and M	Means of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SWNW	<u>Sec</u> <u>Sec</u> /NE 24			<u>County</u> GARFIELD		
*Period of Diversion	: JANUARY	1 TO DEC	EMBER 3	51				
<b>Diversion Means:</b>	DAM							
	THE PERI CLAIM.	OD OF DIV	ERSION	HAS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS		

AUGUST 19, 2020 40D 121883-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNWNE 38E GARFIELD 24 21N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWNWNE 24 21N 38E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121884-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
<b>Priority Date:</b>	DECEMBER 31, 1944				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	WOLF CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNESE2020N39EGARFIELD				
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				

AUGUST 19, 2020 40D 121884-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

	<u>Govt Lot</u> S <sup>1</sup>	Qtr SecSecWNESE20		<u>County</u> GARFIELD
Diversion to R	eservoir: DIVER	SION # 1		
Dam Height:	11.00	FEET		
Depth:	8.00	FEET		
Surface Area:	3.43	ACRES		
Capacity:	10.98	ACRE-FEET		
	BEEN ESTIMATE	D BY DNRC. VOIR WORKS		EPTH, AND SURFACE AREA HAVE CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1 TO D	ECEMBER 31		
Place of Use:				
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	<u>Twp</u> <u>Rge</u>	County
1	S	WNESE 20	20N 39E	GARFIELD

#### Remarks:

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

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

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

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

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

AUGUST 19, 2020 40D 121884-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121885-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	WOLF CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENE2920N39EGARFIELD					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

AUGUST 19, 2020 40D 121885-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> SENENE	<u>Sec</u> 29	<u>Twp</u> 20N		<u>County</u> GARFIELD
Γ	Diversion to R	eservoir: DIV	ERSION # 1	l			
Γ	Dam Height:	8	.00 FEET				
Ľ	Depth:	5	.00 FEET				
S	Surface Area:	2	.09 ACRES	3			
C	Capacity:	4	.18 ACRE-	FEET			
		BEEN ESTIMA	TED BY DN ERVOIR W	IRC.			EPTH, AND SURFACE AREA HAVE CLAIM FILE FOR ADDITIONAL
Period of U	Use:	JANUARY 1 T	O DECEMBI	ER 31			
Place of Us	se:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			SENENE	29	20N	39E	GARFIELD

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121885-00 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:	40D 121886-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right: USE						
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF LITTLE WOLF CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
$\frac{\text{ID}}{1}$	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County					
*Denied of Dimension	NENESW 24 20N 38E GARFIELD					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121886-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NENESW	<u>Sec</u> 24	<u>Twp</u> 20N	<u>Rge</u> 38E	<u>County</u> GARFIELD
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	1 <sup>-</sup> {	/ERSION # 1 1.00 FEET 3.00 FEET 4.12 ACRES 3.18 ACRE-	6			
	Cupacity.	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.					
Period of Use: JAN		JANUARY 1 T	O DECEMBI	ER 31			
Place of	Use:						
ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County
1			NENESW	24	20N	38E	GARFIELD
2			SESENW	24	20N	38E	GARFIELD

#### Remarks:

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

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

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

AUGUST 19, 2020 40D 121886-00 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:	40D 121887-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right: USE						
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, SOUTH FORK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   SWNENE 9 20N 39E GARFIELD					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121887-00 Page 2 of 3

> **ONSTREAM** \*Reservoir: **Govt Lot** Otr Sec Sec Twp **Rge** County SWNENE 20N 39E GARFIELD 9 **Diversion to Reservoir: DIVERSION #1** 14.00 FEET Dam Height: 11.00 FEET Depth: 21.26 ACRES Surface Area: Capacity: 93.54 ACRE-FEET THE DAM EXTENDS INTO THE SENWNE, SEC 09 TWP 20N RGE 39E GARFIELD COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA. **Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Govt Lot Qtr Sec **Rge** County Sec Twp Acres NE 9 20N 39E GARFIELD NESENW 9 20N 39E GARFIELD

#### Remarks:

1

2

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

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AUGUST 19, 2020 40D 121887-00 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:	40D 121888-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1944			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, SOUTH FORK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   NENWSE 5 20N 39E GARFIELD			

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

**ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NENWSE	<u>Sec</u> 5	<u>Twp</u> 20N		<u>County</u> GARFIELD
D	iversion to Re	eservoir: DI	/ERSION # 1	l			
D	am Height:	1 <sup>.</sup>	1.00 FEET				
D	epth:	8	3.00 FEET				
S	urface Area:	1 <sup>.</sup>	1.01 ACRES	3			
С	apacity:	3	5.23 ACRE-	FEET			
		BEEN ESTIM	ATED BY DN SERVOIR W	IRC.			EPTH, AND SURFACE AREA HAVE
Period of U	se:	JANUARY 1 T	O DECEMBI	ER 31			
Place of Us	e:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			NWSE	5	20N	39E	GARFIELD
2			NESWSE	5	20N	39E	GARFIELD

#### Remarks:

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

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

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

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

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#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121889-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1944
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WHITE HORSE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESW2620N38EGARFIELD

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

AUGUST 19, 2020 40D 121889-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NWSESW	<u>Sec</u> 26	<u>Twp</u> 20N	 <u>County</u> GARFIELD
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:		/ERSION # 1 3.00 FEET 5.00 FEET 2.66 ACRES 5.32 ACRE-	6		
	<b>1</b>	THE CAPACI BEEN ESTIM	TY, DAM HEI ATED BY DN SERVOIR WO	GHT, RC.		EPTH, AND SURFACE AREA HAVE CLAIM FILE FOR ADDITIONAL
Period o	of Use:	JANUARY 1 T	O DECEMBI	ER 31		
Place of <u>ID</u> 1	'Use: <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NESESW	<u>Sec</u> 26	<u>Twp</u> 20N	 <u>County</u> GARFIELD

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121889-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121890-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF FRAZIER CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
1 *Pariod of Diversion	Govt Lot Qtr Sec Sec Twp Rge County NWSWNW 21 19N 39E GARFIELD					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121890-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWNW		<u>Twp</u> 19N		<u>County</u> GARFIELD
Div	version to R	-	IVERSION #	1			
Da	m Height:		11.00 FEET				
De	pth:		8.00 FEET				
Su	rface Area:		3.17 ACRE	S			
Ca	pacity:		10.14 ACRE	-FEET			
		BEEN ESTIN	ATED BY DI	NRC.			EPTH, AND SURFACE AREA HAVE CLAIM FILE FOR ADDITIONAL
Period of Us	se:	JANUARY 1	TO DECEME	BER 31			
Place of Use	:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			NWSWNW	21	19N	39E	GARFIELD

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121890-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121891-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1944			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF WOLF CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
$\underline{ID}_{4}$	Govt Lot Qtr Sec Sec Twp Rge County			
 *Doniad of Dimonsion	SESWNE 21 20N 39E GARFIELD			

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121891-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

		<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNE	<u>Sec</u> 21	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to Re	eservoir: DIVE	RSION # <sup>·</sup>	1			
	Dam Height:	13.0	00 FEET				
	Depth:	10.0	00 FEET				
	Surface Area:	11.0	6 ACRE	S			
	Capacity:	46.0	64 ACRE	FEET			
		THE DAM EXTE COUNTY.	NDS INTO	) THE	NWSE	, SEC	21 TWP 20N RGE 39E GARFIELD
		THE CAPACITY BEEN ESTIMAT	,	,	MAXIM	JM DE	EPTH, AND SURFACE AREA HAVE
		SEE THE RESE RESERVOIR D	-	ORKS	HEET II	N THE	CLAIM FILE FOR ADDITIONAL
Period of	f Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			E2W2NE	21	20N	39E	GARFIELD

#### Remarks:

ā....

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

4......

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

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

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

AUGUST 19, 2020 40D 121891-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121892-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
<b>Priority Date:</b>	DECEMBER 31, 1944						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	JONES CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE3219N39EGARFIELD						
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						

AUGUST 19, 2020 40D 121892-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 32	<u>Тwp</u> 19N	<u>Rge</u> 39E	
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	THE CAPAC	DIVERSION # 1 14.00 FEET 11.00 FEET 16.28 ACRES 71.63 ACRE- DITY, DAM HEI MATED BY DN	S FEET GHT,	MAXIMI	JM DE	EPTH, AND SURFACE AREA HAVE
		SEE THE RI		ORKS	HEET IN	N THE	CLAIM FILE FOR ADDITIONAL
Period o	f Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWSE	32	19N	39E	GARFIELD
2			NENESW	32	19N	39E	GARFIELD
3			SENW	32	19N	39E	GARFIELD

#### Remarks:

4

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

32

19N

39E GARFIELD

SWSWNE

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

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

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

AUGUST 19, 2020 40D 121892-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121893-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	OLIVER COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNE2619N38EGARFIELD					
	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 19, 2020 40D 121893-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWNE 38E GARFIELD 26 19N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 26 38E GARFIELD NWNWNE 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121894-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF FRAZIER CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
-	NWNENW 13 19N 38E GARFIELD					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121894-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 13	<u>Twp</u> 19N		<u>County</u> GARFIELD
	Diversion to Re	eservoir: DI	VERSION #	1			
	Dam Height:	1	1.00 FEET				
	Depth:		8.00 FEET				
	Surface Area:	1	1.25 ACRE	S			
	Capacity:	3	6.00 ACRE	FEET			
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.							
Period o	f Use:	JANUARY 1	TO DECEMB	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			W2NENW	13	19N	38E	GARFIELD
2			SENWNW	13	19N	38E	GARFIELD

#### Remarks:

3

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

13

19N

38E GARFIELD

SWNW

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

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

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

AUGUST 19, 2020 40D 121894-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121895-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
<b>Priority Date:</b>	DECEMBER 31, 1944					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	BLACK JOHN COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENE218N39EGARFIELD					
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					

AUGUST 19, 2020 40D 121895-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Sec Twp **Rge** County NWNENE 39E GARFIELD 18N 2 **DIVERSION #1 Diversion to Reservoir:** 14.00 FEET Dam Height: 11.00 FEET Depth: Surface Area: 10.43 ACRES **Capacity:** 45.89 ACRE-FEET THE DAM EXTENDS INTO THE SWSESE, SEC 35 TWP 18N RGE 39E GARFIELD COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA. **Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Govt Lot Qtr Sec **Rge** County Sec Twp Acres NWNENE 2 18N 39E GARFIELD

#### **Remarks:**

1

2

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

35

19N

39E GARFIELD

SWSESE

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

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

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

AUGUST 19, 2020 40D 121895-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121896-00 STATEMENT OF CLAIM							
	Version:	2 REEXAM	INED					
		Status:	ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337							
Priority Date:	DECEMBE	DECEMBER 31, 1944						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	BLACK JC	HN COULEE						
Source Type:	SURI	FACE WATER						
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWSW		<u>Twp</u> 19N	<u>Rge</u> 39E	<u>County</u> GARFIELD		
	*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM	DAM						
	THE PERI CLAIM.	OD OF DIVER	SION H	IAS BEE	EN ST/	ANDARDIZED BY DNRC FOR THIS		

AUGUST 19, 2020 40D 121896-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWSWSW 39E GARFIELD 19N 26 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWSWSW 26 39E GARFIELD 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121897-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF FRAZIER CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   SENENW 30 19N 40E GARFIELD						

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

AUGUST 19, 2020 40D 121897-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> SENENW	<u>Sec</u> 30	<u>Twp</u> 19N		<u>County</u> GARFIELD
	Diversion to R	eservoir: DIVI	ERSION # <sup>2</sup>	I			
	Dam Height:	8.	00 FEET				
	Depth:	5.	00 FEET				
	Surface Area:	1.	12 ACRES	S			
	Capacity:	2.	24 ACRE-	FEET			
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.						
Period o	of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			SENENW	30	19N	40E	GARFIELD

#### Remarks:

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

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

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

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AUGUST 19, 2020 40D 121897-00 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:	40D 121898-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF WOLF CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSE3420N39EGARFIELD					
	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 19, 2020 40D 121898-00 Page 2 of 2

*R	eservoir:	ONS	STREAM					
			<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSE		<u>Twp</u> 20N	<u>Rge</u> 39E	<u>County</u> GARFIELD
	Diversion	1 to Re	eservoir:	DIVERSION # 1				
			THE DAM COUNTY.	EXTENDS INTO	THE	SESWS	SE SEC	C 34 TWP 20N RGE 39E GARFIELD
Period o	f Use:		JANUARY	1 TO DECEMBE	ER 31			
Place of	Use:							
<u>ID</u>	Acr	es	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1				SWNWSE	34	20N	39E	GARFIELD
<b>.</b>								

#### Remarks:

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

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

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### **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:	: 40D 121899-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	Type of Historical Right: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	WOODY CREEK, NORTH FORK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
$\underline{ID}$	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County						
1 NESWNE 21N 39E GARFIELD *Period of Diversion: JANUARY 1 TO DECEMBER 31							

**Diversion Means:** DAM

AUGUST 19, 2020 40D 121899-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

		<u>Govt Lot</u> N	<u>Qtr Sec</u> ESWNE	<u>Sec</u> 19	<u>Twp</u> 21N		<u>County</u> GARFIELD
	Diversion to Re	eservoir: DIVEF	RSION # 1				
	Dam Height:	10.0	) FEET				
	Depth:	7.0	) FEET				
	Surface Area:	9.3	) ACRES	3			
	Capacity:	26.04	4 ACRE-	FEET			
THE DAM EXTENDS INTO THE NWSENE , TWP 21N SEC 19 RGE 3 COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADE RESERVOIR DATA.					PTH, AND SURFACE AREA HAVE		
Period o	f Use:	JANUARY 1 TO	DECEMBE	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		N	ESWNE	19	21N	39E	GARFIELD

#### Remarks:

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

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

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

AUGUST 19, 2020 40D 121899-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121900-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, NORTH FORK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   SWSESE 20 21N 39E GARFIELD						

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121900-00 Page 2 of 3

\*Reservoir: ONSTREAM

	<u>Govt Lot</u> S		e <u>c Twp</u> 0 21N	Rge County 39E GARFIE	LD		
Diversion to R Dam Height: Depth: Surface Area: Capacity:	13.00 10.00 21.20	RSION # 1 ) FEET ) FEET ) ACRES ) ACRE-FEI	ET				
	THE DAM EXTENDS INTO THE SESWSE, SEC 20 TWP 21N RGE 39E GARFIELD COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.						
Period of Use:	JANUARY 1 TO I	DECEMBER	31				
Place of Use:							

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SWSESE	20	21N	39E GARFIELD
2			NWNENE	29	21N	39E GARFIELD
3			N2NWNE	29	21N	39E GARFIELD

#### Remarks:

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

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

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AUGUST 19, 2020 40D 121900-00 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:	40D 121901-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1944				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	WOODY CREEK, SOUTH FORK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSE320N39EGARFIELD				
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				

AUGUST 19, 2020 40D 121901-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

	Govt Lot	<u>Qtr Sec</u> SWNWSE	<u>Sec</u> 3	<u>Twp</u> 20N	<u>Rge</u> 39E	<u>County</u> GARFIELD
Diversion to R Dam Height:	1	/ERSION # 1 0.00 FEET				
Depth: Surface Area: Capacity:	:	7.00 FEET 3.15 ACRES 8.82 ACRE-				
	BEEN ESTIM	ATED BY DN SERVOIR WO	RC.			EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	O DECEMB	ER 31			
Place of Use: ID Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
 1 2		SWNWSE SENESW	3 3	20N 20N	39E	GARFIELD GARFIELD

#### Remarks:

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

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

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

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

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#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121902-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1944			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, SOUTH FORK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
ID 1	Govt Lot Qtr Sec Sec Twp Rge County SWSWNW 11 20N 39E GARFIELD			

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121902-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u> SW	<u>Qtr Sec</u> SWNW	<u>Sec</u> 11	<u>Twp</u> 20N		County GARFIELD
	Diversion to R	eservoir: DIVER	SION # 1				
	Dam Height:	12.00	FEET				
	Depth:	9.00	FEET				
	Surface Area:	9.00	ACRES	6			
	Capacity:	32.40	ACRE-	FEET			
		THE DAM EXTENDS INTO THE SESENE, SEC 10 TWP 20N RGE 39E GARFIELD COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.					
Period o	f Use:	JANUARY 1 TO D	DECEMBE	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SW	SWNW	11	20N	39E	GARFIELD

#### Remarks:

Place ID 1 2

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

11

20N

39E GARFIELD

SESENE

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

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

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

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#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121903-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1944				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	CAMP CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSE1220N39EGARFIELD				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				

**Diversion Means:** DAM

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> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u> N	<u>Qtr Sec</u> IESWSE	<u>Sec</u> 12	<u>Twp</u> 20N		<u>County</u> GARFIELD
]	Diversion to Re	eservoir: DIVE	RSION # 1	l			
]	Dam Height:	10.0	0 FEET				
]	Depth:	7.0	0 FEET				
5	Surface Area:	8.0	3 ACRES	5			
(	Capacity:	22.4	8 ACRE-	FEET			
		BEEN ESTIMATI	ed by dn Rvoir W	IRC.			EPTH, AND SURFACE AREA HAVE CLAIM FILE FOR ADDITIONAL
Period of	Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of U	Jse:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		Ν	IESWSE	12	20N	39E	GARFIELD

#### Remarks:

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

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

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

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

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#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121904-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, SOUTH FORK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW3521N39EGARFIELD

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

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> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u> N	<u>Qtr Sec</u> IESESW	<u>Sec</u> 35	<u>Twp</u> 20N	<u>County</u> GARFIELD
	Diversion to Re Dam Height:	9.0	RSION # 1			
	Depth: Surface Area: Capacity:	0.6	) FEET 3 ACRES 3 ACRE-			
		BEEN ESTIMATE	ed by dn Rvoir Wo	RC.		EPTH, AND SURFACE AREA HAVE CLAIM FILE FOR ADDITIONAL
Period o	f Use:	JANUARY 1 TO	DECEMB	ER 31		
Place of <u>ID</u> 1	Use: <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> SESW	<u>Sec</u> 35	<u>Twp</u> 20N	 <u>County</u> GARFIELD

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121904-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121905-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1944				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	WOODY CREEK, SOUTH FORK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
D 1 *Povial of Divarcian	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> NESWSE 35 21N 39E GARFIELD				

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

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> **ONSTREAM** \*Reservoir:

		<u>Qtr Sec</u> ESWSE 35		<u>County</u> GARFIELD
Diversion to R	eservoir: DIVER	SION # 1		
Dam Height:	12.00	FEET		
Depth:	9.00	FEET		
Surface Area:	9.31	ACRES		
Capacity:	33.50	ACRE-FEET		
	BEEN ESTIMATE	d by dnrc. Voir works		EPTH, AND SURFACE AREA HAVE CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1 TO D	ECEMBER 31		
Place of Use:				
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	<u>Twp</u> <u>Rge</u>	County
1	SI	ENWSE 35	21N 39E	GARFIELD

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121905-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121906-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1944				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF CAMP CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSW120N39EGARFIELD				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County SENWSW 20N 39E GARFIELD **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SENWSW 1 20N 39E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121907-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1944			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
ID 1 *Pariod of Diversion	Govt Lot Qtr Sec Sec Twp Rge County   SWNENW 9 20N 40E GARFIELD   Y JANUJARY 1 TO DECEMBER 31			

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121907-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 9	<u>Twp</u> 20N	<u>Rge</u> 40E	<u>County</u> GARFIELD
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	1 1 1	VERSION # 1 4.00 FEET 1.00 FEET 6.90 ACRES	6			
Capacity: 74.36 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AR BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITI RESERVOIR DATA.							
Period of Use:		JANUARY 1	TO DECEMBI	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			W2NENW	9	20N	40E	GARFIELD
2			NWNW	9	20N	40E	GARFIELD

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121907-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121908-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF MABAN COULEE					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSE2320N39EGARFIELD					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121908-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NWSWSE	<u>Sec</u> 23	<u>Twp</u> 20N		<u>County</u> GARFIELD
D	viversion to R	eservoir: DIV	ERSION # 1	1			
D	am Height:	10.	00 FEET				
Depth: 7.00 FEET							
S	urface Area:	1.	97 ACRES	S			
Capacity: 5.52 ACRE-FEET							
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA H BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONA RESERVOIR DATA.							
Period of U	J <b>se:</b>	JANUARY 1 TO	DECEMB	ER 31			
Place of Us	se:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			NESWSE	23	20N	39E	GARFIELD

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121908-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121909-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337							
<b>Priority Date:</b>	DECEMBER 31, 1944							
Type of Historical Right: USE								
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	BATEMAN COULEE							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSE2520N39EGARFIELD							
Period of Diversion	n: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							

AUGUST 19, 2020 40D 121909-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> IESWSE	<u>Sec</u> 25	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to Re	eservoir: DIVE	RSION # 1				
	Dam Height:	12.0	0 FEET				
	Depth:	9.0	0 FEET				
	Surface Area:	4.4	9 ACRES	3			
Capacity: 16.16 ACRE-FEET							
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE ARE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIO RESERVOIR DATA.							
Period of	f Use:	JANUARY 1 TO	DECEMBI	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		٦	IESWSE	25	20N	39E	GARFIELD

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121909-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121910-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1944							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County							
-	SWNENE 31 20N 40E GARFIELD							

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121910-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> SWNENE	<u>Sec</u> 31	<u>Twp</u> 20N		<u>County</u> GARFIELD
Diver	sion to R	eservoir: Dľ	VERSION #	1			
Dam	Height:	1	0.00 FEET				
Depth	n:		7.00 FEET				
Surfa		2.16 ACRE	S				
Capa	city:		6.05 ACRE	FEET			
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITION RESERVOIR DATA.							
Period of Use:		JANUARY 1	O DECEMB	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			SWNENE	31	20N	40E	GARFIELD

#### Remarks:

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

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

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

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AUGUST 19, 2020 40D 121910-00 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:	40D 121911-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF REDBANK COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
ID 1	$\frac{\text{Govt Lot}}{\text{NESESE}} \qquad \frac{\text{Qtr Sec}}{17} \qquad \frac{\text{Sec}}{20N} \qquad \frac{\text{Twp}}{40E} \qquad \frac{\text{Rge}}{\text{GARFIELD}}$						

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121911-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NESESE	<u>Sec</u> 17	<u>Twp</u> 20N	<u>Rge</u> 40E	
Diversion to Re Dam Height: Depth: Surface Area: Capacity:		VERSION # 1 9.00 FEET 6.00 FEET 1.83 ACRES 4.39 ACRE-	6			
THE CAPACITY, DAM HEIGHT, MAXIMU BEEN ESTIMATED BY DNRC.						PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NESESE	17	20N	40E	GARFIELD

#### **Remarks:**

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

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AUGUST 19, 2020 40D 121911-00 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:	40D 121912-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF REDBANK COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNW2120N40EGARFIELD						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							

**Diversion Means:** DAM

AUGUST 19, 2020 40D 121912-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> NESWNW	<u>Sec</u> 21	<u>Twp</u> 20N		<u>County</u> GARFIELD
Di	version to Re	eservoir: D	IVERSION #	1			
Da	am Height:		11.00 FEET				
De	epth:		8.00 FEET				
Su	rface Area:		6.43 ACRE	S			
Ca	apacity:	:	20.58 ACRE-	FEET			
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE ARE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIC RESERVOIR DATA.							
Period of Us	se:	JANUARY 1	TO DECEMB	ER 31			
Place of Use	2:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			NESWNW	21	20N	40E	GARFIELD
2			S2SWNW	21	20N	40E	GARFIELD

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121912-00 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:	40D 121913-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status:	A	CTIVE				
Owners:	1369 HAX	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBE	R 31, 194	4					
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAME	) TRIBUT	ARY (	OF RE	DBANK	COUL	_EE	
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qt</u> NWN	a <u>r Sec</u> WNE	<u>Sec</u> 15	<u>Twp</u> 20N		<u>County</u> GARFIELD	
*Period of Diversion	: JANUARY	1 TO DE	CEMB	ER 31				
<b>Diversion Means:</b>	DAM							
	THE PERI CLAIM.	OD OF DI	VERS	ION H	AS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS	

AUGUST 19, 2020 40D 121913-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp NWNWNE 15 20N 40E GARFIELD **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 15 20N 40E GARFIELD NWNWNE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 121914-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status:	ACTIV	Ξ				
Owners:	1369 HAX	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBE	ER 31, 1944						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	ONSTREA	M RESER	OIR. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.		
*Volume:	STOCKW/ ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAME	UNNAMED TRIBUTARY OF REDBANK COULEE						
Source Type:	SUR	FACE WAT	ER					
Point of Diversion and M	Aeans of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> NESE	Sec Sec Sec 10	<u>Twp</u> 20N		<u>County</u> GARFIELD		
*Period of Diversion	: JANUARY	1 TO DEC	EMBER 3	1				
<b>Diversion Means:</b>	DAM							
	THE PERI CLAIM.	OD OF DIV	ERSION I	HAS BEE	N ST	ANDARDIZED BY DNRC FOR THIS		

AUGUST 19, 2020 40D 121914-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp NESENE 20N 40E GARFIELD 10 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 10 20N 40E GARFIELD NESENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121915-00 STATEMENT OF CLAIM						
	Version:	2 REEX	AMINE	D			
		Status:	ACT	ΓIVE			
Owners:	1369 HAXI	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBE	R 31, 1944	ŀ				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	MRESER	/OIR.	THE	FLOW F	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAME	D TRIBUTA	RY OF	RED	DBANK	COUL	EE
Source Type:	SUR	FACE WAT	ER				
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SWSW		<u>Sec</u> 11	<u>Twp</u> 20N		<u>County</u> GARFIELD
*Period of Diversion	: JANUARY	1 TO DEC	EMBEF	R 31			
<b>Diversion Means:</b>	DAM						
	THE PERI CLAIM.	OD OF DI\	/ERSIO	N HA	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS

AUGUST 19, 2020 40D 121915-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp SWSWNW 20N 40E GARFIELD 11 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 20N 40E GARFIELD SWSWNW 11 THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121916-00 STATEMENT OF CLAIM						
	Version:	2 RE	EXAMIN	NED			
		Status:	A	CTIVE			
Owners:	1369 HAXI	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBE	R 31, 19	944				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	STOCKWA ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED	) TRIBU	ITARY (	OF WC	ODY C	REEK	
Source Type:	SUR	FACE W	ATER				
Point of Diversion and M	Means of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>(</u>	Qtr Sec	<u>Sec</u>	Twp		County
-	4		NW	6	20N	41E	GARFIELD
*Period of Diversion Diversion Means:	: JANUARY DAM	1 TO DE	ECEMB	ER 31			
Diversion Means:		~~ ~					
	THE PERI CLAIM.	OD OF E	JIVERS	ION H	AS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS

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**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NW 20N 41E GARFIELD 6 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 4 41E GARFIELD NW 6 20N 2 1 NE 1 20N 40E GARFIELD ..... ......

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121917-00 STATEMENT OF CLAIM						
	Version:	Version: 2 REEXAMINED					
		Status:	ACTIVE				
Owners:	1369 HAXI	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBE	R 31, 1944					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	STOCKWA ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAME	UNNAMED TRIBUTARY OF WOODY CREEK					
Source Type:	SURF	FACE WATE	R				
Point of Diversion and N	Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> S2NE		<u>Twp</u> 20N		<u>County</u> GARFIELD	
*Period of Diversion Diversion Means:	: JANUARY DAM	1 TO DECE	MBER 31				
	THE PERI CLAIM.	OD OF DIVE	RSION H	IAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS	

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County S2NENE 20N 41E GARFIELD 7 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 7 20N 41E GARFIELD S2NENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121918-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, EAST FORK					
Source Type:	SURFACE WATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   SESESE 30 20N 41E GARFIELD					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121918-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> SESESE	<u>Sec</u> 30	<u>Twp</u> 20N		<u>County</u> GARFIELD	
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	11 8 3	ERSION # 1 .00 FEET .00 FEET .34 ACRES .69 ACRE-	6				
	Capacity: 10.69 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.							
Period o	of Use:	JANUARY 1 TO	D DECEMBI	ER 31				
Place of	Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1			SESESE	30	20N	41E	GARFIELD	
2			NENENE	31	20N	41E	GARFIELD	

#### Remarks:

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

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

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

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

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

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### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121919-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and	Point of Diversion and Means of Diversion:						
$\frac{ID}{1}$	Govt Lot Qtr Sec Sec Twp Rge County   NWNESE 18 20N 41E GARFIELD						

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

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> **ONSTREAM** \*Reservoir:

	<u>Govt Lot</u> N\	<u>Qtr Sec</u> NNESE 18		<u>County</u> GARFIELD			
Diversion to R	eservoir: DIVER	SION # 1					
Dam Height:	11.00	FEET					
Depth:	8.00	FEET					
Surface Area:	3.09	ACRES					
Capacity:	9.89	ACRE-FEET					
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.						
Period of Use:	JANUARY 1 TO D	ECEMBER 31					
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	<u>Twp</u> <u>Rge</u>	County			
1	N	WNESE 18	20N 41E	GARFIELD			

#### Remarks:

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

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

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

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

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

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### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121920-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, EAST FORK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   SWNESE 25 20N 40E GARFIELD						

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 121920-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

	<u>Govt</u>	Lot <u>Qtr Sec</u> SWNESE		<u>Twp</u> 20N		<u>County</u> GARFIELD
Divers	ion to Reservoir	: DIVERSION #	1			
Dam H	Ieight:	9.00 FEET				
Depth	:	6.00 FEET				
Surfac	e Area:	7.75 ACRE	S			
Capac	ity:	18.60 ACRE	-FEET			
THE DAM EXTENDS INTO THE SENWSE , SEC 25 TWP 20N RGE 40E GARFIELD COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.						
Period of Use:	JANU	ARY 1 TO DECEME	BER 31			
Place of Use:						
<u>ID</u> <u>A</u>	<u>Acres</u> <u>Govt</u>	Lot Qtr Sec	<u>Sec</u>	Twp	Rge	<u>County</u>
1		SE	25	20N	40E	GARFIELD

#### Remarks:

ā....

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

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

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

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

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### **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:	40D 121921-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status:	ACTIVE					
Owners:	1369 HAXE	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBE	R 31, 1944						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	ONSTREA	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED	UNNAMED TRIBUTARY OF SECOND CREEK						
Source Type:	SURF	FACE WATE	R					
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SWSES		<u>Twp</u> 20N		<u>County</u> GARFIELD		
*Period of Diversion	: JANUARY	1 TO DECE	MBER 31					
<b>Diversion Means:</b>	DAM							
	THE PERI CLAIM.	OD OF DIVE	ERSION H	AS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS		

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**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp SWSESW 40E GARFIELD 29 20N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWSESW 29 20N 40E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121922-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, EAST FORK						
Source Type:	SURFACE WATER						
Point of Diversion and	Point of Diversion and Means of Diversion:						
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   NWSESE 26 20N 40E GARFIELD						

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

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> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> IWSESE	<u>Sec</u> 26	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to R	eservoir: DIVE	RSION # 1				
	Dam Height:	10.0	0 FEET				
	Depth:	7.0	0 FEET				
	Surface Area:	5.5	1 ACRES	3			
	Capacity:	15.4	3 ACRE-	FEET			
THE CAPACITY, DAM HEIGHT, MAXIMU BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN RESERVOIR DATA.							
Period o	f Use:	JANUARY 1 TO	DECEMBI	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		٦	WSESE	26	20N	40E	GARFIELD

#### Remarks:

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

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

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

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

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

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#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121923-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, EAST FORK						
Source Type:	SURFACE WATER						
*Point of Diversion and I	*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNE3020N41EGARFIELD						

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

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> **ONSTREAM** \*Reservoir:

	<u>Govt Lot</u> S	<u>Qtr Sec</u> <u>Sec</u> ENWNE 30		<u>County</u> GARFIELD
Diversion to R	eservoir: DIVER	SION # 1		
Dam Height:	10.00	) FEET		
Depth:	7.00	) FEET		
Surface Area:	16.95	5 ACRES		
Capacity:	47.46	ACRE-FEE	Г	
	EPTH, AND SURFACE AREA HAVE			
Period of Use:	JANUARY 1 TO E	DECEMBER 3	1	
Place of Use:				
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	<u>Twp</u> <u>Rge</u>	County
1	S	ENWNE 30	20N 41E	GARFIELD

#### Remarks:

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

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

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

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

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

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### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121924-00 STATEMENT OF CLAIM						
	Version:						
		Status:	ACT	VE			
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBE	R 31, 194	4				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAME	D TRIBUT	ARY OF	NOODY (	REEK	K, EAST FORK	
Source Type:	SURFACE WATER						
Point of Diversion and M	<b>Means of Div</b>	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qt</u> NES\	<u>r Sec</u> <u>Se</u> NSE 2	e <u>c Twp</u> 7 20N		<u>County</u> GARFIELD	
*Period of Diversion	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp NESWSE 20N 40E GARFIELD 27 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESWSE 27 20N 40E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121925-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, EAST FORK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   NENESE 23 20N 40E GARFIELD						

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

**ONSTREAM** \*Reservoir:

	Govt Lot	Qtr Sec Sec 23		<u>Rge</u> <u>County</u> 40E GARFIELD
Diversior Dam Hei	ght: 7.	ERSION # 1 00 FEET		
Depth: Surface A Capacity	Area: 0.	00 FEET 50 ACRES 80 ACRE-FEE	г	
Capacity	THE CAPACITY BEEN ESTIMA	(, DAM HEIGHT TED BY DNRC. ERVOIR WORK	, Maximu	M DEPTH, AND SURFACE AREA HAVE THE CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1 TC	DECEMBER 3	1	
Place of Use: <u>ID</u> <u>Acr</u> 1	es <u>Govt Lot</u>	<u>Qtr Sec</u> <u>Sec</u> NENESE 23		Rge County 40E GARFIELD

#### Remarks:

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

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

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

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

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

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### **IMPORTANT NOTICE**

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

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

Water Right Number:	aber: 40D 121926-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners: JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1945						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, EAST FORK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
1 *Pariod of Diversion	Govt Lot Qtr Sec Sec Twp Rge County   NWNWSE 23 20N 40E GARFIELD   NUMARY 1 TO DECEMBER 31						

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

**ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 23	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to Re	eservoir: DI	VERSION #	1			
	Dam Height:	1	3.00 FEET				
	Depth:	1	0.00 FEET				
	Surface Area:		6.85 ACRE	S			
	Capacity:	2	7.40 ACRE	FEET			
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR AD RESERVOIR DATA.							
Period o	f Use:	JANUARY 1	TO DECEMB	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			NWNWSE	23	20N	40E	GARFIELD
2			SWNWSE	23	20N	40E	GARFIELD

#### Remarks:

3

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

23

20N

40E GARFIELD

SENESW

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

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

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

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### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121927-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
		Status:	AC	TIVE			
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBE	R 31, 194	4				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name: UNNAMED TRIBUTARY OF REDBANK COULEE				_EE			
Source Type:	SURFACE WATER						
Point of Diversion and M	Means of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qt</u> SES\			<u>Гwp</u> 20N		<u>County</u> GARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

AUGUST 19, 2020 40D 121927-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SESWSE 20N 40E GARFIELD 11 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 40E GARFIELD SESWSE 11 20N 2 NENWNE 11 20N 40E GARFIELD ..... ......

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

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121928-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1944							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK, EAST FORK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   SENESE 30 20N 41E GARFIELD							

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

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> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> SENESE	<u>Sec</u> 30	<u>Twp</u> 20N		<u>County</u> GARFIELD			
	Diversion to R	eservoir: DIVE	RSION # 1							
	Dam Height:	12.0	0 FEET							
	Depth:	9.0	0 FEET							
	Surface Area:	7.8	3 ACRES	5						
	Capacity:	28.1	9 ACRE-	FEET						
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.									
Period o	f Use:	JANUARY 1 TO	DECEMBI	ER 31						
Place of	Use:									
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County			
1			SENESE	30	20N	41E	GARFIELD			

#### Remarks:

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

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

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

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

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

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#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121929-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status:	A	CTIVE				
Owners:	1369 HAXI	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBE	R 31, 194	4					
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	ONSTREA	MRESER	VOIR	. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.	
*Volume:	STOCKWA ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAME	TRIBUT	ARY	OF WO	DODY C	REEK	, EAST FORK	
Source Type:	SURI	FACE WA	TER					
Point of Diversion and M	<b>Means of Div</b>	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Q</u> 1 NWN	t <mark>r Sec</mark> WNE	<u>Sec</u> 27	<u>Twp</u> 20N		<u>County</u> GARFIELD	
*Period of Diversion	: JANUARY	1 TO DE	CEMB	ER 31				
<b>Diversion Means:</b>	DAM							
	THE PERI CLAIM.	OD OF DI	VERS	SION H	AS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS	

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp NWNWNE 20N 40E GARFIELD 27 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNWNE 27 20N 40E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121930-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status: A	ACTIVE					
Owners:	John Hil 1369 Haxe Jordan, I							
Priority Date:	DECEMBE	R 31, 1944						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	ONSTREA	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	STOCKWA ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE						
*Source Name:	FIRST CR	EEK						
Source Type:	SURF	FACE WATER						
Point of Diversion and M	Means of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNW		<u>Twp</u> 19N		<u>County</u> GARFIELD		
*Period of Diversion		1 TO DECEMI	3ER 31					
<b>Diversion Means:</b>	DAM							
	THE PERI CLAIM.	OD OF DIVER	SION H	IAS BEE	IN ST	ANDARDIZED BY DNRC FOR THIS		

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> **ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp NWNWNW 40E GARFIELD 19N 11 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 W2SWSW 2 19N 40E GARFIELD 2 NWNWNW 40E GARFIELD 11 19N

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121931-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337							
<b>Priority Date:</b>	DECEMBER 31, 1944							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
*Source Name:	FIRST CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE319N40EGARFIELD							
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							

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> **ONSTREAM** \*Reservoir:

		Qtr SecSecENESE3		<u>County</u> GARFIELD					
Diversion to R	eservoir: DIVER	SION # 1							
Dam Height:	9.00	FEET							
Depth:	6.00	FEET							
Surface Area:	8.76	ACRES							
Capacity:	21.02	ACRE-FEET							
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.								
Period of Use:	JANUARY 1 TO D	ECEMBER 31							
Place of Use:									
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	<u>Twp</u> <u>Rge</u>	County					
1	Ν	ENESE 3	19N 40E	GARFIELD					

#### Remarks:

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

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

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

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

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

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#### **IMPORTANT NOTICE**

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Water Right Number:	40D 121932-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status:	ACTIVE					
Owners:	John Hill 1369 Haxb Jordan, M	YRD						
Priority Date:	DECEMBER	R 31, 1944						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	ONSTREAM	I RESERVO	DIR. THE	FLOW I	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.		
*Volume:	STOCKWAT ANIMAL UN	TERING PU IIT. ANIMAL	RPOSES	AT THE	E RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER		
Source Name:	UNNAMED	TRIBUTAR	Y OF SE	COND C	REE	<		
Source Type:	SURF	ACE WATE	R					
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> NWSEN		<u>Twp</u> 19N		<u>County</u> GARFIELD		
*Period of Diversion	: JANUARY '	1 TO DECE	MBER 31					
<b>Diversion Means:</b>	DAM							
	THE PERIC CLAIM.	D OF DIVE	RSION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS		

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSENW 40E GARFIELD 19N 9 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 9 40E GARFIELD NWSENW 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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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:	40D 121933-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SECOND CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN2NESW419N40EGARFIELD						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
D' M							

**Diversion Means:** DAM

**ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> N2NESW	<u>Sec</u> 4	<u>Twp</u> 19N		<u>County</u> GARFIELD		
]	Diversion to Re	eservoir: Dľ	VERSION # 1						
]	Dam Height:	1	1.00 FEET						
]	Depth:		8.00 FEET						
;	Surface Area:	1	0.49 ACRES	3					
	Capacity:	3	3.57 ACRE-	FEET					
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.								
Period of	Use:	JANUARY 1	TO DECEMBI	ER 31					
Place of U	Jse:								
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1			N2NESW	4	20N	40E	GARFIELD		
2			SENW	4	19N	40E	GARFIELD		

#### Remarks:

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

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

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

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

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

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#### **IMPORTANT NOTICE**

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Water Right Number:	40D 121934-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status:	A	CTIVE				
Owners:	1369 HAX	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
Priority Date:	DECEMBE	R 31, 194	14					
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	ONSTREA	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	STOCKWA ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAME	D TRIBUT	ARY (	OF WO	OLF CRI	EEK		
Source Type:	SURI	FACE WA	TER					
Point of Diversion and M	<b>Means of Div</b>	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>		<u>tr Sec</u> ENW	<u>Sec</u> 28	<u>Twp</u> 20N		<u>County</u> GARFIELD	
*Period of Diversion	: JANUARY	′ 1 TO DE	CEMB	ER 31				
<b>Diversion Means:</b>	DAM							
	THE PERI CLAIM.	OD OF D	IVERS	ION H	IAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS	

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNENW 39E GARFIELD 20N 28 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 28 20N 39E GARFIELD SWNENW THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121935-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337						
<b>Priority Date:</b>	DECEMBER 31, 1944						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	WOLF CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESE2820N39EGARFIELD						
*Period of Diversion	: JANUARY 1 TO DECEMBER 31						

Diversion Means: DAM

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> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> SESESE	<u>Sec</u> 28	<u>Twp</u> 20N		<u>County</u> GARFIELD		
Di	iversion to R	eservoir: DIVE	RSION # 1	l					
Da	am Height:	14.0	00 FEET						
D	epth:	11.(	0 FEET						
Su	urface Area:	4.2	23 ACRES	5					
Ca	apacity:	18.6	61 ACRE-	FEET					
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.								
Period of U	se:	JANUARY 1 TO DECEMBER 31							
Place of Use	e:								
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County		
1			SESESE	28	20N	39E	GARFIELD		

#### Remarks:

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

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

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

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

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

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#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 1219	<b>36-00</b> STAT	EMENT	OF CL	AIM		
	Version:	2 REEXAM	IINED				
		Status:	ACTIVE	Ē			
Owners:	1369 HAX	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBE	ER 31, 1944					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	M RESERVOI	R. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAME	UNNAMED TRIBUTARY OF FRAZIER CREEK					
Source Type:	SURFACE WATER						
Point of Diversion and N	Means of Div	version:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENW		<u>Twp</u> 19N		<u>County</u> GARFIELD	
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM							
Reservoir: ON	STREAM						
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENW		<u>Twp</u> 19N	<u>Rge</u> 39E	<u>County</u> GARFIELD	
Diversion to Re	eservoir:	DIVERSION #	1				

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NWNENW	21	19N	39E	GARFIELD

#### Remarks:

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

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121937-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	FRAZIER CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and N	Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSW 9 19N 39E GARFIELD					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

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*Reservoi	r: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> SWSWSW	<u>Sec</u> 9	<u>Twp</u> 19N	<u>Rge</u> 39E	<u>County</u> GARFIELD
Diver	sion to Re	servoir: D	IVERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			NWSWSW	9	19N	39E	GARFIELD

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40D 121938-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	MABAN COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESE2620N39EGARFIELD					
	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESESE 39E GARFIELD 26 20N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 26 20N SESESE 39E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40D 121939-00 STATEMENT OF CLAIM						
	Version:	Version: 2 REEXAMINED					
		Status:	ACT	TIVE			
Owners:	1369 HAX	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBE	R 31, 194	4				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAME	) TRIBUT	ARY OF	- MAB	AN CC	ULEE	Ξ
Source Type:	SURI	FACE WA	TER				
Point of Diversion and M	<b>Means of Div</b>	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qt</u> NES			<u>Гwр</u> 20N		<u>County</u> GARFIELD
*Period of Diversion	: JANUARY	' 1 TO DEC	CEMBER	R 31			
<b>Diversion Means:</b>	DAM						
	THE PERI CLAIM.	OD OF DI	VERSIC	DN HA	S BEE	N STA	ANDARDIZED BY DNRC FOR THIS

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESENE 39E GARFIELD 35 20N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 35 20N NESENE 39E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121940-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF BATEMAN COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and N	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN2NWNE119N39EGARFIELD					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

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**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County N2NWNE 39E GARFIELD 19N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 1 39E GARFIELD N2NWNE 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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#### **IMPORTANT NOTICE**

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Water Right Number:	40D 121941-00 STATEMENT OF CLAIM						
	Version:	Version: 2 REEXAMINED					
		Status:	ACTIVE				
Owners:	1369 HAX	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBE	ER 31, 1944					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF WOLF CREEK						
Source Type:	SUR	FACE WATI	ER				
Point of Diversion and N	<b>Means of Div</b>	ersion:					
<b>ID</b> 1	<u>Govt Lot</u>	<u>Qtr</u> SENE	Sec NE 10	<u>Тwp</u> 19N		<u>County</u> GARFIELD	
*Period of Diversion	: JANUARY	1 TO DECI	EMBER 31				
<b>Diversion Means:</b>	DAM						
	THE PERI CLAIM.	OD OF DIV	ERSION H	IAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS	

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENENE 39E GARFIELD 19N 10 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 10 39E GARFIELD SENENE 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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#### **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:	40D 121942-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1944				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWNW519N40EGARFIELD				

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

**ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr S</u> NWSWN		5 5	<u>Twp</u> 19N		<u>County</u> GARFIELD
21101	sion to Ro Height:	eservoir: [	DIVERSION 14.00 FEI					
Dani	0		11.00 FE	ET				
Surfa Capa	ce Area:		20.52 AC 90.29 AC		ст			
Capa	city.	THE APACI BEEN ESTI	TY, DAM H MATED BY ESERVOIR	EIGH	T, M/ C.			TH, AND SURFACE AREA HAVE CLAIM FILE FOR ADDITIONAL
Period of Use:		JANUARY 1	TO DECE	MBER	31			
Place of Use:	Acres	<u>Govt Lot</u>	<u>Qtr s</u>	<u>Sec</u> S	Sec	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSWN	1W	5	19N	40E	GARFIELD

#### Remarks:

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

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

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

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

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

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#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121943-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1944				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF BATEMAN COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u>				
1 *Dowind of Di	SWNESW 6 19N 40E GARFIELD				

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

**ONSTREAM** \*Reservoir:

	<u>Govt Lot</u> SV	<u>Qtr Sec</u> <u>Se</u> VNESW		RgeCounty40EGARFIELD	
<b>Diversion to F</b>	Reservoir: DIVER	SION # 1			
Dam Height:	10.00	) FEET			
Depth:	7.00	FEET			
Surface Area:	5.00	ACRES			
Capacity:	14.00	ACRE-FEE	ΞT		
	BEEN ESTIMATE	D BY DNRC	•	M DEPTH, AND SUF THE CLAIM FILE FC	
Period of Use:	JANUARY 1 TO D	DECEMBER	31		
Place of Use:					
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> <u>Se</u>	ec <u>Twp</u>	<u>Rge</u> <u>County</u>	
1	SV	VNESW	6 19N	40E GARFIELD	

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121943-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121944-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1944
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	BATEMAN COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESW619N40EGARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
Diversion Meaner	

**Diversion Means:** DAM

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> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> SWSESW	<u>Sec</u> 6	<u>Twp</u> 19N	<u>Rge</u> 40E	<u>County</u> GARFIELD
Di	iversion to Re	eservoir: Dľ	VERSION #	1			
Da	am Height:		9.00 FEET				
De	epth:		6.00 FEET				
Su	irface Area:		4.25 ACRE	S			
Ca	apacity:	1	0.20 ACRE	-FEET			
		BEEN ESTIM	ATED BY DN SERVOIR W	NRC.			EPTH, AND SURFACE AREA HAVE
Period of U	se:	JANUARY 1	TO DECEMB	ER 31			
Place of Use	e:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			W2SESW	6	19N	40E	GARFIELD
2			E2SWSW	6	19N	40E	GARFIELD

#### Remarks:

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

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

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

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

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#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121945-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF BATEMAN COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and N	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESE3620N39EGARFIELD					
<b>*Period of Diversion</b>	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

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<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NWSESE	<u>Sec</u> 36	<u>Twp</u> 20N	Rge <u>County</u> 39E GARFIELD	
Diversio	n to Reservoir: D	IVERSION # 1				
	THE DAM EX COUNTY.	XTENDS INTC	THE	SWNE	ESE SEC 36 TWP 20N RGE 39E GARFIELD	.D
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		NWSESE	36	20N	39E GARFIELD	
2		NESE	36	20N	39E GARFIELD	
Demerker						

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121946-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1944				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF MABAN COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and M	Aeans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSW2620N39EGARFIELD				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 19, 2020 40D 121946-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENWSW 39E GARFIELD 20N 26 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 26 20N 39E GARFIELD NENWSW THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121947-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1944
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MABAN COULEE
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNW2620N39EGARFIELD
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

AUGUST 19, 2020 40D 121947-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 26	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:		VERSION # 1 9.00 FEET 6.00 FEET 1.13 ACRES 2.71 ACRE-	6			
		THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.					
Period o	of Use:	JANUARY 1 1	O DECEMBI	ER 31			
Place of <u>ID</u> 1	Use: <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENW	<u>Sec</u> 26	<u>Twp</u> 20N		<u>County</u> GARFIELD

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121947-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121948-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1944				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENE519N40EGARFIELD				
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 19, 2020 40D 121948-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENE 40E GARFIELD 19N 5 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 5 40E GARFIELD SESENE 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121949-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337
	JAY TWITCHELL ***DECEASED*** 2040 VAN NORMAN RD JORDAN, MT 59337 9650
<b>Priority Date:</b>	DECEMBER 31, 1916
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	4.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySE2216N42EGARFIELD
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SE	22	16N	42E GARFIELD

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME FLOW RATE AND SOURCE. 121949-00 76545-00

AUTHORIZATION TO REPLACE THE POINT OF DIVERSION WITH A NEW WELL COMPLETED 01/16/1991. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE. SEE 40D 121949-00.

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121950-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MARDRIE A BAKER PO BOX 367 JORDAN, MT 59337 0367					
Priority Date:	DECEMBER 31, 1960					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	Means of Diversion:					
<b>ID</b> 1	Govt LotQtr SecSecTwpRgeCountySESWSW216N39EGARFIELD					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

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**ONSTREAM Reservoir: Govt Lot** <u>Qtr Sec</u> <u>Sec</u> T<u>wp</u> **Rge** County SESWSW 39E GARFIELD 16N 2 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SESWSW 2 39E GARFIELD 16N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121951-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MARDRIE A BAKER PO BOX 367 JORDAN, MT 59337 0367					
<b>Priority Date:</b>	DECEMBER 31, 1945					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF LONE TREE CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
ID 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County					
1 14 SW 6 16N 40E GARFIELD *Period of Diversion: JANUARY 1 TO DECEMBER 31						

**Diversion Means:** DAM

*Reserv	oir: ON	STREAM	Reserv	Reservoir Name: STANERSON					
		<u>Govt Lot</u>		<u>Qtr Sec</u> SW	<u>Sec</u> 6	<u>Twp</u> 16N		<u>County</u> GARFIELD	
Dar Dej Sur	rersion to R m Height: oth: face Area: pacity:	eservoir:	20.00 17.00 7.78	SION # 1 FEET FEET ACRES ACRE-	6				
		THE CAPA BEEN EST	,			MAXIMI	JM DE	EPTH, AND SURFACE AREA HAVE	
Period of Us	e:	JANUARY	1 TO D	ECEMBE	ER 31				
Place of Use:	:								
<u>ID</u>	<u>Acres</u>	Govt Lot		<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		14		SW	6	16N	40E	GARFIELD	

#### **Remarks:**

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

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

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

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

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#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40D 121952-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MARDRIE A BAKER PO BOX 367 JORDAN, MT 59337 0367					
Priority Date:	DECEMBER 31, 1971					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty9NE316N39EGARFIELD					
*Period of Diversion	UNITARY 1 TO DECEMBER 31					

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

	*Reservoir:	ONSTREAM	Reservoir Nam	e: NC	ORTH N		
		Govt Lot	<u>Qtr Sec</u> NE	<u>Sec</u> 3	<u>Twp</u> 16N	<u>Rge</u> 39E	
	Diversion Dam Heig Depth: Surface A Capacity:	area:	DIVERSION # 19.00 FEET 16.00 FEET 7.35 ACRE 47.04 ACRE	S -FEET			
			IMATED BY D	,	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Perio	od of Use:	JANUARY	1 TO DECEMB	ER 31			
Plac	e of Use:						
ID	Acr	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		9	NE	3	16N	39E	GARFIELD
2		12	NW	2	16N	39E	GARFIELD

#### **Remarks:**

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

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

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

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AUGUST 19, 2020 40D 121952-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121953-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	MARDRIE A BAKER PO BOX 367 JORDAN, MT 59337 0367						
<b>Priority Date:</b>	JUNE 10, 1973						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	LONE TREE CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE616N40EGARFIELD						
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						

*Reservoir: ON	STREAM	M Reservoir Name: EAST DAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NESESE	<u>Sec</u> 6	<u>Twp</u> 16N		<u>County</u> GARFIELD	
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir:	DIVERSION # 1 14.00 FEET 11.00 FEET 6.55 ACRES 28.82 ACRE-	6				
			GHT,	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE	
Period of Use:	JANUARY	1 TO DECEMBE	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		NESESE	6	16N	40E	GARFIELD	

#### **Remarks:**

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

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

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AUGUST 19, 2020 40D 121953-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	40D 121954-00 STATEMENT OF CLAIM						
	Version:	2 REE>	KAMIN	IED			
		Status:	AC	TIVE			
Owners:	BARCLAY, A W TRUST % SANDRA L BARCLAY 819 BRIDGE ST MILES CITY, MT 59301 3230						
Priority Date:	DECEMBER	R 12, 1957	7				
Type of Historical Right	FILED						
Purpose(use):	IRRIGATIO	N					
Irrigation Type:	FLOOD						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.						
Volume:	110.00 AC-	FT					
Climatic Area	1 - HIGH						
Maximum Acres:	55.00						
Source Name:	UNNAMED	TRIBUT	ARY C	F FLA	T CRE	ΞK	
Source Type:	SURF	ACE WAT	ER				
Point of Diversion and N	leans of Dive	rsion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtı</u> W2SV	<u>r Sec</u> VNE	<u>Sec</u> 13	<u>Twp</u> 21N		<u>County</u> GARFIELD
*Period of Diversion		1 TO DEC	EMBE	ER 31			
Diversion Means: 2	DAM	SWSW		18	21N	41F	GARFIELD
2 Period of Diversion	: JANUARY			-	~	TIL	
<b>Diversion Means:</b>	DIVERSIO	N DAM					

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> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> W2SWNE	<u>Sec</u> 13	<u>Twp</u> 21N	<u>Rge</u> 40E	<u>County</u> GARFIELD
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	1 1 1 6 THE CAPAC	,	S FEET IGHT,		UM DE	PTH, AND SURFACE AREA HAVE
		BEEN ESTIN					
Period o	f Use:	JANUARY 1	TO DECEMB	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1	25.00		S2NE	13	21N	40E	GARFIELD
2	30.00		S2NW	18	21N	41E	GARFIELD
Total:	55.00						

#### Remarks:

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

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

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

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

AUGUST 19, 2020 40D 121954-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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Water Right Number:	40D 121955-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	DUTTON LIVESTOCK CO 1687 HWY 200 W JORDAN, MT 59337 9613						
Priority Date:	DECEMBER 31, 1953						
Type of Historical Right:	USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	WATER SPREADING						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.						
Volume:	26.00 AC-FT						
Climatic Area:	1 - HIGH						
Maximum Acres:	17.00						
*Source Name: Source Type:	UNNAMED TRIBUTARY OF GRAHAM COULEE SURFACE WATER						
Point of Diversion and N	Ieans of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty8NE216N36EGARFIELD						
	: JANUARY 1 TO DECEMBER 31						
Diversion Means:							
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	4.00	8	NE	2	16N	36E GARFIELD
2	13.00	7	NE	2	16N	36E GARFIELD
Total:	17.00					

#### **Remarks:**

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 121956-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BILL A DUTTON 1687 HWY 200 W JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1962					
Type of Historical Right	USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
Volume:	40.50 AC-FT					
Climatic Area:	: 1 - HIGH					
Maximum Acres:	27.00					
Source Name:	SLOAN COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESE416N36EGARFIELD					
<b>*Period of Diversion</b>	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					

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> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NESE	<u>Sec</u> 4	<u>Тwp</u> 16N	<u>Rge</u> 36E	
	Diversion to R		VERSION # 1	-	TOIN	50L	GARTIELD
	Diversion to K						
	Dam Height:	2	28.40 FEET				
	Depth:	2	24.40 FEET				
	Surface Area:	1	7.57 ACRES	3			
	Capacity:	17	'1.48 ACRE-	FEET			
		SEE THE RE		ORM	ATION		BEEN ESTIMATED BY DNRC. MENT IN THE CLAIM FILE FOR
Period o	f Use:	JANUARY 1	TO DECEMB	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	11.00	10	NE	4	16N	36E	GARFIELD
2	11.00	8	NE	4	16N	36E	GARFIELD
3	5.00	7	NE	4	16N	36E	GARFIELD
Total:	27.00						

#### Remarks:

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

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#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 121957-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BILL A DUTTON 1687 HWY 200 W JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1970
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	15.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	10.00
Source Name: Source Type:	UNNAMED TRIBUTARY OF BIG DRY CREEK SURFACE WATER
Point of Diversion and N	leans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSW3217N36EGARFIELD
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	4.00	7	NE	4	16N	36E	GARFIELD
2	6.00	1	NE	4	16N	36E	GARFIELD
Total:	10.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 121958-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BILL A DUTTON 1687 HWY 200 W JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1952
Type of Historical Right:	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	26.00 AC-FT
Climatic Area:	: 1 - HIGH
Maximum Acres:	17.00
Source Name:	UNNAMED TRIBUTARY OF BIG DRY CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Aeans of Diversion:
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	6 NW 4 16N 36E GARFIELD
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	2.00	8	NE	4	16N	36E	GARFIELD
2	9.00	9	NE	4	16N	36E	GARFIELD
3	2.00	10	NE	4	16N	36E	GARFIELD
4	4.00	6	NW	4	16N	36E	GARFIELD
Total:	17.00						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

MEANS OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 121959-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BILL A DUTTON 1687 HWY 200 W JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1963
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	34.50 AC-FT
Climatic Area:	: 1 - HIGH
Maximum Acres:	17.00
Source Name:	UNNAMED TRIBUTARY OF BIG DRY CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
•	12 NW 3 16N 36E GARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DIKE
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	4.00	12	NW	3	16N	36E	GARFIELD
2	8.00	5	NW	3	16N	36E	GARFIELD
3	5.00	9	NE	4	16N	36E	GARFIELD
Total:	17.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40D 121960-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DUTTON LIVESTOCK CO 1687 HWY 200 W JORDAN, MT 59337 9613
Priority Date:	DECEMBER 31, 1953
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	114.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	76.00
Source Name:	BIG DRY CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	leans of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	SWSW 33 17N 36E GARFIELD : JANUARY 1 TO DECEMBER 31
Diversion Means:	DIKE
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	15.00		SWSW	33	17N	36E	GARFIELD
2	11.00		SESE	32	17N	36E	GARFIELD
3	4.00	7	NE	3	16N	36E	GARFIELD
4	12.50	1	NE	3	16N	36E	GARFIELD
5	28.50	2	NE	3	16N	36E	GARFIELD
6	5.00	3	NW	3	16N	36E	GARFIELD
Total:	76.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 121961-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CHARANGUS RANCH INC PO BOX 4 SAND SPRINGS, MT 59077
Priority Date:	DECEMBER 31, 1969
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF BIG DRY CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<b>ID</b> 1	Govt LotQtr SecSecTwpRgeCountySWNESE3316N34EGARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNESE 34E GARFIELD 33 16N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWNESE 33 34E GARFIELD 16N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 121964-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	FRADY RANCH INC 3377 HWY 200 E JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF COAL CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyW2SESE618N43EGARFIELD					
*Period of Diversion	*Period of Diversion: MAY 1 TO NOVEMBER 30					

**Diversion Means:** DAM

*Reservoir: O	NSTREAM	REAM Reservoir Name: COAL CREEK					
	Govt Lot	<u>Qtr Sec</u> W2SESE	<u>Sec</u> 6	<u>Twp</u> 18N	<u>Rge</u> 43E	<u>County</u> GARFIELD	
Diversion to Dam Height: Depth: Surface Area		DIVERSION # 1 24.50 FEET 20.50 FEET 6.80 ACRES					
Capacity:				HEET IN	N THE	CLAIM FILE FOR ADDITIONAL	
Period of Use:	MAY 1 TO N	OVEMBER 30					
Place of Use: <u>ID</u> <u>Acres</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> W2SESE	<u>Sec</u> 6	<u>Twp</u> 18N		<u>County</u> GARFIELD	

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 121964-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 121971-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JENNIFER L OCONNOR PO BOX 268 JORDAN, MT 59337 0268					
Priority Date:	DECEMBER 31, 1948					
Type of Historical Right	USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE F ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINII AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY I STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER D ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CA CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS SOURCE.	DAY PER ARRYING				
*Source Name:	UNNAMED TRIBUTARY OF VAIL CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	eans of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyE2SESW3419N38EGARFIELD					
*Period of Diversion	JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC F CLAIM.	OR THIS				

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<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> E2SESW	<u>Sec</u> 34	<u>Twp</u> 19N	<u>Rge</u> <u>County</u> 38E GARFIELD	
Diversio	on to Reservoir:	DIVERSION # 1				
Period of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Ac</u>	eres <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		E2SESW	34	19N	38E GARFIELD	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 121972-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JENNIFER L OCONNOR PO BOX 268 JORDAN, MT 59337 0268						
Priority Date:	DECEMBER 31, 1948						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF VAN COULTEN COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and M	Aeans of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County						
•	SWNENE 27 19N 38E GARFIELD : JANUARY 1 TO DECEMBER 31						
Diversion Means:	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SWNENE	<u>Sec</u> 27	<u>Twp</u> 19N		<u>County</u> GARFIELD
Diversion	to Reservoir: DIV	ERSION # 1				
	THE DAM EXT COUNTY.	ENDS INTO	THE	NWSEI	NE SE	C 27 TWP 19N RGE 38E GARFIELD
Period of Use:	JANUARY 1 TO	D DECEMBE	ER 31			
Place of Use: <u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	27	19N	38E	GARFIELD
	XAMINATION OF T			OUND N	IO SI(	GNIFICANT FACTS, DATA, OR

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 121973-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JENNIFER L OCONNOR PO BOX 268 JORDAN, MT 59337 0268						
Priority Date:	DECEMBER 31, 1948						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF VAIL CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and M	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE1018N38EGARFIELD						
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENE 38E GARFIELD 18N 10 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 10 SWSENE 18N 38E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 121974-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HAROLD B ERLENBUSCH 1683 TWO FURROWS RD COHAGEN, MT 59322
	HAROLD D ERLENBUSCH 1681 TWO FURROWS RD COHAGEN, MT 59322 OWNER HAROLD D ERLENBUSCH RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	JANUARY 31, 1958
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	6.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE1216N42EGARFIELD
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> County
1			NWNWSE	12	16N	42E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 121975-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HAROLD D ERLENBUSCH 1681 TWO FURROWS RD COHAGEN, MT 59322
	HAROLD B ERLENBUSCH 1683 TWO FURROWS RD COHAGEN, MT 59322 OWNER HAROLD D ERLENBUSCH RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	FEBRUARY 22, 1982
Type of Historical Right	USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENW2617N42EGARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> <u>County</u>
1			SWNESW	26	17N	42E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 121976-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HAROLD D ERLENBUSCH 1681 TWO FURROWS RD COHAGEN, MT 59322
	HAROLD B ERLENBUSCH 1683 TWO FURROWS RD COHAGEN, MT 59322 OWNER HAROLD D ERLENBUSCH RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	SEPTEMBER 11, 1969
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ANTELOPE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSESE 2 16N 42E GARFIELD
I	: JANUARY 1 TO DECEMBER 31 DAM

2

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reserv	oir:	ONSTREAM						
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE		<u>Twp</u> 16N	<u>Rge</u> 42E	<u>County</u> GARFIELD	
Div	ersion	to Reservoir:	DIVERSION #	1				
Period of Use	e:	JANUARY	1 TO DECEMB	ER 31				
Place of Use:	:							
<u>ID</u>	Acre	s <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1			SWSESE	2	16N	42E	GARFIELD	
THE DNR	RC EX	AMINATION	OF THIS CLA	IM FC	OUND 1	NO SIC	GNIFICANT FACTS, DATA, OR	•

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 121977-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HAROLD B ERLENBUSCH 1683 TWO FURROWS RD COHAGEN, MT 59322
	HAROLD D ERLENBUSCH 1681 TWO FURROWS RD COHAGEN, MT 59322 OWNER HAROLD D ERLENBUSCH RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	FEBRUARY 22, 1982
Type of Historical Right	USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Ieans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE216N42EGARFIELD
	JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SWSESE	2	16N	42E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 12197	7 <b>8-00</b> ST	ATEMENT	OF CL/	AIM		
	Version:	2 REEX	AMINED				
		Status:	ACTIVE				
Owners:	JORDAN, ALFRED INC 973 CROW ROCK RD MILES CITY, MT 59301 6312						
		JORDAN / ROCK RE Y, MT 5930					
Priority Date:	DECEMBE	R 31, 1930					
Type of Historical Right	: USE						
Purpose(use):	IRRIGATIC	DN					
Irrigation Type:	WATER SI	PREADING					
*Flow Rate:					EN DECREE	D BECAUSE THIS USE	
Volume:	48.00 AC-F	-T					
Climatic Area	: 1 - HIGH						
Maximum Acres:	24.00						
Source Name:	TREE COU	JLEE					
Source Type:	SURF	FACE WAT	ER				
*Point of Diversion and M	leans of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	Qtr	SecSecNE27	<u>Тwp</u> 15N	Rge Count 44E GARF		
<b>Period of Diversion</b>				l			
<b>Diversion Means:</b>		OVERFLC					
Period of Use:	JANUARY	1 TO DECE	EMBER 31				

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	24.00		NE	27	15N	44E GARFIELD
Total:	24.00					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION MAY BE INCOMPLETE. IT APPEARS THERE SHOULD BE ADDITIONAL POINTS OF DIVERSION ON UNNAMED TRIBUTARY OF TREE COULEE WHICH COULD NOT BE IDENTIFIED FROM INFORMATION IN THE CLAIM FILE.

MEANS OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THIS CLAIM APPEARS TO BE CLAIMING TWO SEPARATE SOURCES OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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### **IMPORTANT NOTICE**

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Water Right Number:	40D 1219	79-00 ST	ATEMENT	OF CL	AIM	
	Version:	2 REEX	AMINED			
		Status:	ACTIVE			
Owners:	OLGA E JORDAN HC 32 4971 MILES CITY, MT 59301					
	973 CROV	ALFRED IN / ROCK RD Ƴ, MT 5930	)			
Priority Date:	DECEMBE	R 31, 1925				
Type of Historical Right	USE					
Purpose(use):	IRRIGATIO	ON				
Irrigation Type:	WATER SPREADING					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.					
Volume:	18.00 AC-I	-T				
Climatic Area:	1 - HIGH					
Maximum Acres:	12.00					
Source Name:	TREE COU	JLEE				
Source Type:	SURI	FACE WAT	ER			
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u>		$\frac{Sec}{2NE} = \frac{Sec}{28}$	<u>Twp</u> 15N	-	<u>County</u> GARFIELD
Period of Diversion Diversion Means:		ER 31 TO JA OVERFLO				
Period of Use:	DECEMBE	R 31 TO JA	NUARY 1			

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<b><u>Rge</u></b> <u>County</u>
1	12.00		N2NE	28	15N	44E GARFIELD
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.

MEANS OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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### **IMPORTANT NOTICE**

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Water Right Number:	40D 121980-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	ALFRED L JORDAN 973 CROW ROCK RD MILES CITY, MT 59301 6312					
	JORDAN, ALFRED INC 973 CROW ROCK RD MILES CITY, MT 59301 6312					
Priority Date:	DECEMBER 31, 1948					
Type of Historical Right	USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	20.05 CFS					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 1 - HIGH					
Maximum Acres:	208.00					
Source Name:	LITTLE DRY CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE2316N43EGARFIELD					
Period of Diversion Diversion Means:	: MARCH 1 TO NOVEMBER 1 PUMP					
Period of Use:	MARCH 1 TO NOVEMBER 1					

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	108.00		E2	23	16N	43E	GARFIELD
2	90.00		W2W2	24	16N	43E	GARFIELD
3	10.00		W2NENW	24	16N	43E	GARFIELD
Total:	208.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 12198	1-00 STAT	FEMENT	OF CLA	MM	
	Version:	3 REEXA	MINED			
		Status:	ACTIVE			
Owners:	973 CROW	ALFRED INC ' ROCK RD Y, MT 59301	6312			
	ALFRED L 973 CROW MILES CIT		6312			
Priority Date:	DECEMBE	R 31, 1939				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STOCK		IG DIRE ATE IS L	CTLY IMITE	CREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCKWA ANIMAL UN	TERING PUI NIT. ANIMAL	RPOSES UNITS S	AT THE	E RATE E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER GED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	BEAVER C	OULEE				
Source Type:	SURF	ACE WATER	र			
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot	<u>Qtr Se</u>		<u>Тwp</u> 15N	<u>Rge</u> 44E	County
*Period of Diversion				-	44E	GARFIELD
Diversion Means:	DAM					

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\*Reservoir: ONSTREAM

		Govt Lot	<u>Qtr Sec</u> NESWNW	<u>Sec</u> 5	<u>Twp</u> 15N	<u>Rge</u> 44E	<u>County</u> GARFIELD
	Diversion to Re	eservoir: DIV	ERSION #	1			
	Dam Height:	10.	00 FEET				
	Depth:	7.	00 FEET				
	Surface Area:	5.	99 ACRE	S			
	Capacity:	16.	77 ACRE	FEET			
		THE CAPACITY BEEN ESTIMA		,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period o	of Use:	FEBRUARY 15	TO NOVE	MBER	15		
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			NESWNW	5	15N	44E	GARFIELD
2			NWSENW	5	15N	44E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 121982-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JORDAN, ALFRED INC 973 CROW ROCK RD MILES CITY, MT 59301 6312				
	ALFRED L JORDAN 973 CROW ROCK RD MILES CITY, MT 59301 6312				
<b>Priority Date:</b>	DECEMBER 31, 1944				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	LITTLE DRY CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyW2NE3516N43EGARFIELD				
•	: JANUARY 1 TO DECEMBER 31				
Diversion Means: LIVESTOCK DIRECT FROM SOURCE					

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Poir	Point of Diversion and Means of Diversion:								
ID	<u>)</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>		
2			W2E2	26	16N	43E	GARFIELD		
	<b>Period of Diversion:</b>	eriod of Diversion: JANUARY 1 TO DECEMBER 31							
	<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRC	M SO	URCE				
3			SE	23	16N	43E	GARFIELD		
	Period of Diversion:	JANUARY 1 TC	DECEMBI	ER 31					
	<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRC	M SO	URCE				
4			NWNE	24	16N	43E	GARFIELD		
	Period of Diversion: JANUARY 1 TO DECEMBER 31								
	<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRC	M SO	URCE				
5			W2	24	16N	43E	GARFIELD		
	Period of Diversion: JANUARY 1 TO DECEMBER 31								
	<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRC	M SO	URCE				
Peri	eriod of Use: JANUARY 1 TO DECEMBER 31								
Plac	e of Use:								
ID	· · · · · ·	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1			W2NE	35	16N	43E	GARFIELD		
~			14/050	~~		4 a 🗖	0 4 D E E I D		

2	W2E2	26	16N	43E GARFIELD
3	SE	23	16N	43E GARFIELD
4	NWNE	24	16N	43E GARFIELD
5	W2	24	16N	43E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 121982-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 121983-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED Status: ACTIVE
Owners:	ALFRED L JORDAN 973 CROW ROCK RD MILES CITY, MT 59301 6312
	JORDAN, ALFRED INC 973 CROW ROCK RD MILES CITY, MT 59301 6312
Priority Date:	DECEMBER 31, 1952
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	BEAVER COULEE
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County NWNWSW 2 15N 44E GARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

AUGUST 19, 2020 40D 121983-00 Page 2 of 3

*Daint of Dimension and N	leans of Dimensio					
*Point of Diversion and M <u>ID</u> 2 *Period of Diversion	<u>Govt Lot</u> JANUARY 1 TO	<u>Qtr Sec</u> NENESE	3	<u>Twp</u> 15N		<u>County</u> GARFIELD
Diversion Means: *Reservoir: ONS	DAM STREAM <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
Diversion to Ro Dam Height: Depth: Surface Area:	17. 14. 10.	NENESE ERSION # 2 00 FEET 00 FEET 47 ACRES		15N	44E	GARFIELD
Capacity:			GHT, I	MAXIML	JM DE	PTH, AND SURFACE AREA HAVE

Period of Use: APRIL 1 TO NOVEMBER 15

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1			NWNWSW	2	15N	44E	GARFIELD
2			SWSWNW	2	15N	44E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

RESERVOIR RECORD AND MEANS OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 121983-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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Water Right Number:	40D 121984-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ROMAINE K JOHNSON 1479 N LODGE POLE RD SAND SPRINGS, MT 59077
	MARK L JOHNSON 1479 N LODGE POLE RD SAND SPRINGS, MT 59077
Priority Date:	DECEMBER 31, 1925
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	3.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
-	NENENW 35 18N 33E GARFIELD
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge County
1			NENENW	35	18N	33E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40D 121986-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	MARK L JOHNSON 1479 N LODGE POLE RD SAND SPRINGS, MT 59077
	ROMAINE K JOHNSON 1479 N LODGE POLE RD SAND SPRINGS, MT 59077
Priority Date:	DECEMBER 31, 1962
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF STEVE FORKS
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   NWSESW 26 18N 33E GARFIELD
*Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 19, 2020 40D 121986-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSESW 33E GARFIELD 18N 26 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWSESW 26 33E GARFIELD 18N 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING 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:	40D 121987	7-00 STATE	EMENT	OF CL/	٩IM	
	Version:	2 REEXAM	INED			
		Status:	ACTIVE			
Owners:	HEATHER I PO BOX 63 COHAGEN,					
	LARRY BAH PO BOX 63 COHAGEN,					
<b>Priority Date:</b>	OCTOBER 1	1, 1883				
Type of Historical Right	t: USE					
Purpose(use): Flow Rate:	STOCK					
*Volume:	STOCKWAT ANIMAL UN	ERING PUR IT. ANIMAL U	POSES JNITS S	S AT THI SHALL E	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	SPRING, UN	NAMED TR	IBUTAI	RY OF H	HAY C	REEK
Source Type:	GROU	NDWATER				
Point of Diversion and	Means of Diver	rsion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u>		Twp		County
-				16N	40E	GARFIELD
Period of Diversion Diversion Means:	FLOWING					
Period of Use:	JANUARY 1	TO DECEME	3ER 31			

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<u>Rge</u> <u>County</u>
1			SESW	24	16N	40E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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Water Right Number:	40D 12198	88-00	STATE	MENT	OF CLA	MIM	
	Version:	2 R	EEXAMIN	NED			
		Statu	s: A	CTIVE			
Owners:	BYRON R 871 VAN N JORDAN, I	IORMA					
Priority Date:	DECEMBE	R 31, ′	1920				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	S OF S STEM.	TOCK DF	RINKIN OW R/	IG DIRE		CREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCKWA ANIMAL U	ATERIN NIT. AN	NG PURP NIMAL UN	OSES NITS S	AT THE HALL B	E RAT	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	BIG DRY (	CREEK	,				
Source Type:	SURF	FACE V	WATER				
Point of Diversion and M	<b>Means of Div</b>	ersion:					
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>		Twp		County
		4 70	NENE	27	19N	42E	GARFIELD
Period of Diversion							
Diversion Means:	LIVESTO					405	
2 Derich (Direction		4 70 1	SENE		19N	42E	GARFIELD
Period of Diversion Diversion Means:	LIVESTO						
					UNCE		
Period of Use:	JANUARY	TIOL	JECEMBI	ER 31			

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NENE	27	19N	42E	GARFIELD
2			SENE	27	19N	42E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 122150-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BEVERLY J GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
	PATRICK E GIBBS 513 VAN NORMAN RD JORDAN, MT 59337
<b>Priority Date:</b>	DECEMBER 31, 1960
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAGEN COULEE
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NWSWSW 18 19N 42E GARFIELD
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DAM
Diversion Means:	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 19, 2020 40D 122150-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSWSW 42E GARFIELD 19N 18 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 42E GARFIELD NWSWSW 18 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 122300-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARK L JOHNSON 1479 N LODGE POLE RD SAND SPRINGS, MT 59077
	ROMAINE K JOHNSON 1479 N LODGE POLE RD SAND SPRINGS, MT 59077
Priority Date:	DECEMBER 31, 1931
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF STEVE FORKS
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	E2NENW 35 18N 33E GARFIELD a: JANUARY 1 TO DECEMBER 31 DAM

\*Recorvoir

ONSTREAM

*Reservoir: ON	SIREAW					
	<u>Govt Lot</u>	<u>Qtr Sec</u> E2NENW	<u>Sec</u> 35	<u>Twp</u> 18N	<u>Rge</u> 33E	<u>County</u> GARFIELD
Diversion to R	eservoir: DIVE	ERSION # 1				
Dam Height:	9.	00 FEET				
Depth:	6.	00 FEET				
Surface Area:	1.	83 ACRES	5			
Capacity:	4.	39 ACRE-	FEET			
	THE CAPACITY BEEN ESTIMAT	,		MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TC	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		E2NENW	35	18N	33E	GARFIELD

#### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 122300-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125142-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CHARLOTTE MURNION PO BOX 232 JORDAN, MT 59337
	JACK MURNION PO BOX 232 JORDAN, MT 59337
Priority Date:	JANUARY 1, 1922
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	400.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	230.00
*Source Name:	BUTTS COULEE
Source Type:	SURFACE WATER
*Source Name:	UNNAMED TRIBUTARY OF BUTTS COULEE
Source Type:	SURFACE WATER

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\*Point of Diversion and Means of Diversion: **Govt Lot** Rge County ID Qtr Sec Sec Twp 1 NENESW 4 19N 35E GARFIELD **BUTTS COULEE** \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: DIVERSION DAM** 2 NENWSW 3 19N 35E GARFIELD \*Source Name: **BUTTS COULEE** Period of Diversion: JANUARY 1 TO DECEMBER 31 DIKE **Diversion Means:** 3 SESWSE 3 19N 35E GARFIELD BUTTS COULEE \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 DIKE **Diversion Means:** SESWNE 35E GARFIELD 4 4 19N **BUTTS COULEE** \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DIKE 5 NENWNW 19N 35E GARFIELD 4 \*Source Name: **BUTTS COULEE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DIKE NENWSW 4 19N 35E GARFIELD 6 UNNAMED TRIBUTARY OF BUTTS COULEE \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: DIVERSION DAM** 7 NWNESW 19N 35E GARFIELD 4 UNNAMED TRIBUTARY OF BUTTS COULEE \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: DIVERSION DAM** 8 SENENE 19N 35E GARFIELD 10 **BUTTS COULEE** \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DIKE 9 NENENE 10 19N 35E GARFIELD \*Source Name: **BUTTS COULEE** Period of Diversion: JANUARY 1 TO DECEMBER 31 DIKE **Diversion Means:** 10 NWNENE 10 19N 35E GARFIELD **BUTTS COULEE** \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DIKE **JANUARY 1 TO DECEMBER 31 Period of Use:** 

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	30.00		NW	4	19N	35E	GARFIELD
2	37.00		SE	4	19N	35E	GARFIELD
3	25.00		NE	4	19N	35E	GARFIELD
4	4.50		SW	4	19N	35E	GARFIELD
5	71.00		SW	3	19N	35E	GARFIELD
6	22.00		SE	3	19N	35E	GARFIELD
7	1.00		NENENW	10	19N	35E	GARFIELD
8	28.50		NE	10	19N	35E	GARFIELD
9	11.00		NW	3	19N	35E	GARFIELD
Total:	230.00						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THIS CLAIM APPEARS TO DIVERT WATER FROM TWO SEPARATE SOURCES. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 12514	<b>13-00</b> STATE	MENT	OF CL	AIM	
	Version:	2 REEXAM	NED			
		Status: A	CTIVE	Ē		
Owners:	John Hil 1369 Haxi Jordan, I					
<b>Priority Date:</b>	DECEMBE	R 31, 1935				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	5.00 GPM					
*Volume:	STOCKWA ANIMAL U	TERING PURI NIT. ANIMAL U	POSES	S AT TH SHALL E	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUND\	VATER				
Source Type:	GRO	JNDWATER				
Point of Diversion and I	Means of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENESE		<u>Тwp</u> 19N		<u>County</u> GARFIELD
Period of Diversion		D NOVEMBER	30			
<b>Diversion Means:</b>	WELL					
Period of Use:	JUNE 1 TO	NOVEMBER	30			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NENESE	27	19N	40E	GARFIELD

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125144-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
<b>Priority Date:</b>	DECEMBER 31, 1929				
Type of Historical Right	USE				
Purpose(use):	STOCK				
Flow Rate:	5.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOLF CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and I	Ieans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESW1520N39EGARFIELD				
	MARCH 1 TO MAY 31				
<b>Diversion Means:</b>	DEVELOPED SPRING				
Period of Use:	MARCH 1 TO MAY 31				
Place of Use:					
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1	SWSESW 15 20N 39E GARFIELD				

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40D 125145-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1945				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF WOLF CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSW1520N39EGARFIELD				
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 19, 2020 40D 125145-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot Otr Sec** Sec Twp **Rge** County **SWNWSW** 20N 39E GARFIELD 15 **Diversion to Reservoir: DIVERSION #1** MARCH 1 TO MAY 31 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWNWSW 15 20N 39E GARFIELD 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125146-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337
<b>Priority Date:</b>	DECEMBER 31, 1931
Type of Historical Right	t: FILED
Purpose(use):	STOCK
Flow Rate:	25.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNE3519N40EGARFIELD
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	NWNWNE 35 19N 40E GARFIELD

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125147-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337
<b>Priority Date:</b>	JULY 18, 1961
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW1519N40EGARFIELD
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NESESW 15 19N 40E GARFIELD

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125148-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337
<b>Priority Date:</b>	JULY 18, 1961
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County SWSWNW 27 19N 40E GARFIELD
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	SWSWNW 27 19N 40E GARFIELD

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125149-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1957			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF WOLF CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
ID 1	Govt Lot Qtr Sec Sec Twp Rge County SENESE 21 20N 39E GARFIELD			

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservo	ir: ON	STREAM	TREAM Reservoir Name: HOME RESERVOIR				
		<u>Govt Lot</u>	<u>Qtr Sec</u> SENESE	<u>Sec</u> 21	<u>Twp</u> 20N		<u>County</u> GARFIELD
Dam Dept Surf	rsion to R Height: h: ace Area: acity:		DIVERSION # 1 20.80 FEET 17.80 FEET 40.00 ACRES 284.80 ACRE-	S FEET			CLAIM FILE FOR ADDITIONAL
		RESERVO					CLAIM FILE FOR ADDITIONAL
Period of Use:		JANUARY	1 TO DECEMBI	ER 31			
Place of Use:							
ID	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	<u>County</u>
1			SENESE	21	20N	39E	GARFIELD
2			SWNWSW	22	20N	39E	GARFIELD

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125149-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125150-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1945
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FIRST CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWSE 15 19N 40E GARFIELD
*Period of Diversion	: JUNE 1 TO OCTOBER 31

**Diversion Means:** DAM

*Reservoir: ON	STREAM 1	Reservoir Name: UPPER DAM				
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSE	<u>Sec</u> 15	<u>Twp</u> 19N		<u>County</u> GARFIELD
Diversion to R Dam Height: Depth: Surface Area: Capacity:		VERSION # 1 17.20 FEET 14.20 FEET 9.00 ACRES 51.12 ACRE-	6			
Davied of Lleas	RESERVOIR		ORKS	HEET II	N THE	CLAIM FILE FOR ADDITIONAL
Period of Use: Place of Use: <u>ID Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWSE	15	19N	40E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125150-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125151-00 STATEMENT OF CLAIM							
	Version:	2 REEXA	MINED					
		Status:	ACTIVE					
Owners:	John Hil 1369 Haxe Jordan, I		1					
Priority Date:	SEPTEMB	SEPTEMBER 10, 1956						
Type of Historical Right	USE							
Purpose(use):	DOMESTIC							
Flow Rate:	5.00 GPM							
Volume:	6.00 AC-F	Г						
Households:	2							
Maximum Acres:	2.00							
Source Name:	GROUND	VATER						
Source Type:	GRO	JNDWATEF	R					
Point of Diversion and M	leans of Div	ersion:						
<u>ID</u> 1	Govt Lot	<u>Qtr</u> SWNWS	SW 22	<u>Twp</u> 20N		<u>County</u> GARFIELD		
Period of Diversion Diversion Means:	: JANUARY WELL	1 TO DECE	MBER 31					
Period of Use:		1 TO DECE	MBER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	Qtr S	<u>Sec</u> <u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1 2.00		SWNWS	SW 22	20N	39E	GARFIELD		
<b>Total:</b> 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.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 125152-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN HILLENBRAND 1369 HAXBY RD JORDAN, MT 59337
Priority Date:	JULY 13, 1946
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:	100.00 AC-FT
Climatic Area:	: 1 - HIGH
Maximum Acres:	27.00
Source Name:	UNNAMED TRIBUTARY OF FRAZIER CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<b>ID</b> 1	Govt LotQtr SecSecTwpRgeCountySWSWNE2719N40EGARFIELD
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
Reservoir: ONS	STREAM
	Govt LotQtr SecSecTwpRgeCountySWSWNE2719N40EGARFIELD
Diversion to Re	eservoir: DIVERSION # 1

JANUARY 1 TO DECEMBER 31

#### Place of Use:

**Period of Use:** 

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	7.00		NESW	27	19N	40E	GARFIELD
2	11.00		N2NWSE	27	19N	40E	GARFIELD
3	8.00		S2SWNE	27	19N	40E	GARFIELD
4	1.00		SESENW	27	19N	40E	GARFIELD
Total:	27.00						

#### **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.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40D 125153-	-00 STATEMENT OF CLAIM
	Version: 2	2 REEXAMINED
	S	Status: ACTIVE
Owners:	LEE L GIBBS 2913 HORSE CIRCLE, MT	E CREEK RD
	MICHELLE C 2913 HORSE CIRCLE, MT	E CREEK RD
Priority Date:	SEPTEMBER	R 25, 1967
Type of Historical Right	t: USE	
Purpose(use):	STOCK	
*Flow Rate:	ONSTREAM	FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM STORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	STOCKWATE ANIMAL UNI	INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR ERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER IT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER
Source Name:	UNNAMED	TRIBUTARY OF BIG WILD HORSE CREEK
Source Type:	SURFA	CE WATER
Point of Diversion and	Means of Divers	sion:
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENESE 19 18N 42E GARFIELD
*Period of Diversior Diversion Means:	I: JANUARY 1 DAM	TO DECEMBER 31

*Reservoir: ON	STREAM R	TREAM Reservoir Name: NORTH RESERVOIR				
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENESE	<u>Sec</u> 19	<u>Twp</u> 18N		<u>County</u> GARFIELD
Diversion to R Dam Height: Depth:		VERSION # 1 8.00 FEET 5.00 FEET				
Surface Area: Capacity:		1.47 ACRES 2.94 ACRE-	-			
	THE CAPACI BEEN ESTIM		-	MAXIMU	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 1	O DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		E2NESE	19	18N	42E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125153-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125154-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312					
Priority Date:	DECEMBER 31, 1947					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE817N42EGARFIELD					
<b>*Period of Diversion</b>	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 19, 2020 40D 125154-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NENESE 42E GARFIELD 8 17N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESE 8 42E GARFIELD 17N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125155-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312					
Priority Date:	SEPTEMBER 30, 1972					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Means of Diversion:					
ID 1 *Poriod of Divorsion	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNW 10 17N 42E GARFIELD					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

	*Reservoir:	ONSTREAM	TREAM Reservoir Name: NEW HOUSE RESERVOIR						
		Govt Lot	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 10	<u>Twp</u> 17N		<u>County</u> GARFIELD		
	Diversion	to Reservoir:	DIVERSION # 1	l					
	Dam Heig	ght:	12.00 FEET						
	Depth:		9.00 FEET						
	Surface A	rea:	3.60 ACRES	S					
	<b>Capacity</b> :		12.96 ACRE-	FEET					
		COUNTY. THE CAPA	THE DAM EXTENDS INTO THE NWSWNW SEC 10 TWP 17N RGE 42E GARFIELD COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						
Peri	od of Use:	JANUARY	1 TO DECEMBI	ER 31					
Plac	e of Use:								
ID	<u>Acre</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>		
1			SWNWNW	10	17N	42E	GARFIELD		
2			W2SWNW	10	17N	42E	GARFIELD		

#### Remarks:

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

AUGUST 19, 2020 40D 125155-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125156-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312
Priority Date:	DECEMBER 31, 1947
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE917N42EGARFIELD

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ON	STREAM Re	TREAM Reservoir Name: HOUSE RESERVOIR				
	Govt Lot	<u>Qtr Sec</u> NENENE	<u>Sec</u> 9	<u>Twp</u> 17N		<u>County</u> GARFIELD
Diversion to R Dam Height: Depth:	15	ERSION # 1 .70 FEET .70 FEET				
Surface Area: Capacity:	-	.65 ACRES .04 ACRE-	-			
	SEE THE RES RESERVOIR D		ORKS	HEET IN	N THE	CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1 T	D DECEMB	ER 31			
Place of Use: <u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
1		NENE	9	17N	42E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125156-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125157-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312					
Priority Date:	DECEMBER 31, 1959					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and M	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENE717N42EGARFIELD					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 19, 2020 40D 125157-00 Page 2 of 2

*Reservoi	ir: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NESENE	<u>Sec</u> 7	<u>Twp</u> 17N		<u>County</u> GARFIELD
Diver	rsion to Re	eservoir: Dl'	VERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			SENE	7	17N	42E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125158-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312
<b>Priority Date:</b>	DECEMBER 31, 1930
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	4.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESW3418N42EGARFIELD
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NWSESW 34 18N 42E GARFIELD

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125159-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312
<b>Priority Date:</b>	DECEMBER 31, 1954
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	8.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWNE 31 18N 42E GARFIELD
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NWSWNE 31 18N 42E GARFIELD

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125160-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312
<b>Priority Date:</b>	DECEMBER 31, 1955
Type of Historical Right	t: FILED
Purpose(use):	STOCK
Flow Rate:	4.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNW417N42EGARFIELD
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NENWNW 4 17N 42E GARFIELD

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125161-00 STATEMENT OF CLAIM						
	Version: 2	REEXAMI	NED				
	Sta	tus: A	CTIVE				
Owners:	HOUGARDY R/ PO BOX 182 ANGELA, MT 5						
<b>Priority Date:</b>	APRIL 27, 1964	Ļ					
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
Flow Rate:	20.00 GPM						
*Volume:	STOCKWATER ANIMAL UNIT.	ING PURP		AT THE	E RAT	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER	
Source Name:	GROUNDWAT	ER					
Source Type:	GROUND	WATER					
Point of Diversion and I	Means of Diversion	n:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 9	<u>Twp</u> 17N		<u>County</u> GARFIELD	
Period of Diversion		DECEMB	ER 31				
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TC	DECEMBI	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1		SESWNW	9	17N	42E	GARFIELD	

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125162-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312					
Priority Date:	DECEMBER 31, 1948					
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE417N42EGARFIELD					
Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NESESE	4	17N	42E	GARFIELD
2			NWSESE	4	17N	42E	GARFIELD
3			NWNENE	9	17N	42E	GARFIELD

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125162-00 125165-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125163-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312
Priority Date:	DECEMBER 31, 1954
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	31.50 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	21.00
Source Name:	SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	S2NE 31 18N 42E GARFIELD : JANUARY 1 TO DECEMBER 31
Diversion Means:	DIKE
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	16.00		S2NE	31	18N	42E	GARFIELD
2	5.00		N2NESE	31	18N	42E	GARFIELD
Total:	21.00						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DIKE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125164-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312
Priority Date:	DECEMBER 31, 1961
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	102.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	68.00
Source Name:	SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Jeans of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge County</u>
•	SWSENW 3 17N 42E GARFIELD
	: JANUARY 1 TO DECEMBER 31
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	14.00		S2S2NW	3	17N	42E	GARFIELD
2	40.00		S2NE	3	17N	42E	GARFIELD
3	2.00		NWSE	3	17N	42E	GARFIELD
4	12.00		N2N2SW	3	17N	42E	GARFIELD
Total:	68.00						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	Water Right Number: 40D 125165-00 STATEMENT OF CLAIM						
	Version:	2 REEXAMIN	NED				
		Status: A	CTIVE				
Owners:	HOUGARDY RANCH CO PO BOX 182 ANGELA, MT 59312						
Priority Date:	DECEMBE	DECEMBER 31, 1948					
Type of Historical Right:	USE						
Purpose(use):	DOMESTIC	>					
Flow Rate:	20.00 GPM						
Volume:	2.00 AC-F1	-					
Households:	1						
Maximum Acres:	0.50						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and N	leans of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESESE	<u>Sec</u> 4	<u>Twp</u> 17N	<u> </u>	<u>County</u> GARFIELD	
Period of Diversion		1 TO DECEMB	ER 31				
Diversion Means:			ED 21				
	Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:	Continue	Otr See	See	Т	Dee	Country	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		<u>County</u>	
1 0.50 Total: 0.50		NESESE	4	17N	42E	GARFIELD	

**Remarks:** 

AUGUST 19, 2020 40D 125165-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125162-00 125165-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125166-00   STATEMENT OF CLAIM     Version:   3 REEXAMINED     Status:   ACTIVE
Owners:	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1964
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	135.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	50.00

AUGUST 19, 2020 40D 125166-00 Page 2 of 3

*Point of I <u>ID</u> 1 *Perio	e Type: Diversion and	Means of Diver <u>Govt Lot</u>	ACE WATER	<u>Sec</u> 33 ER 31	<u>Twp</u> 20N		<u>County</u> GARFIELD
*Res	servoir: ON	ISTREAM	Reservoir Nam	e: KE	STER		
		Govt Lot	<u>Qtr Sec</u> SESWNE	<u>Sec</u> 33	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to I Dam Height: Depth: Surface Area: Capacity:		DIVERSION # 1 15.00 FEET 12.00 FEET 13.50 ACRES 64.80 ACRE-	6			
		COUNTY. THE CAPAC		GHT,			C 33 TWP 20N RGE 39E GARFIELD
Period of	Use:	APRIL 1 TO	MAY 31				
Place of U <u>ID</u>	Use: <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1 Total:	50.00		E2	33	20N	39E	GARFIELD

#### **Remarks:**

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125166-00 125172-00

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.

RESERVOIR RECORD AND POINT OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125167-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1940
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	53.50 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	35.00

Source Name:		LITTLE WOLF CREEK							
Sourc	ce Type:	SURFACE WATER							
Point of 1	Diversion and <b>N</b>	Means of Diversion	on:						
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> SW	<u>Sec</u> 33	<u>Twp</u> 20N	<u>Rge</u> 39E	<u>County</u> GARFIELD		
Peri	od of Diversion	: JANUARY 1 T							
<b>Diversion Means:</b>		DIKE							
Period of Use:		JANUARY 1 TO DECEMBER 31							
Place of	Use:								
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>		
1	35.00		SW	33	20N	39E	GARFIELD		
Total:	35.00								

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### PRELIMINARY DECREE DRY CREEK BASIN 40D 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 MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

AND ANTALON ON OTATEMENT OF OLAINA

Water Right Number:	40D 125168-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1942
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125168-00 Page 2 of 3

Source Name: Source Type: Point of Diversion and M <u>ID</u> 1		CE WATER	DF FR. <u>Sec</u> 18	AZIER <u>Twp</u> 19N	Rge	( <u>County</u> GARFIELD
*Period of Diversion Diversion Means:	DAM	TO DECEMBI	ER 31			
*Reservoir: ONS	STREAM R	leservoir Name	e: PE	TERSC	N	
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESESE	<u>Sec</u> 18	<u>Twp</u> 19N		<u>County</u> GARFIELD
Diversion to Re	eservoir: DI	VERSION # 1				
Dam Height:	1	0.00 FEET				
Depth:		7.00 FEET				
Surface Area:		2.11 ACRES	5			
Capacity:		5.91 ACRE-	FEET			
	THE CAPACI BEEN ESTIM	,		MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SESESE	18	19N	39E	GARFIELD

#### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125168-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

#### **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125169-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621					
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337					
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337					
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.					
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					

AUGUST 19, 2020 40D 125169-00 Page 2 of 3

*Source Name: Source Type:		TRIBUTARY ( CE WATER	DF VA	N COU	LTEN (	COULEE
bource Type.	CONTRA					
Point of Diversion and N	Means of Divers	sion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NWSENW	<u>Sec</u> 35	<u>Twp</u> 19N		<u>County</u> GARFIELD
·					30E	GARFIELD
*Period of Diversion		TO DECEMB	ER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIOI CLAIM.	O OF DIVERS	ION H	IAS BEI	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSENW	<u>Sec</u> 35	<u>Twp</u> 19N	<u>Rge</u> 38E	<u>County</u> GARFIELD
Diversion to R	eservoir: D	VERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NWSENW	35	19N	38E	GARFIELD
Remarks:						

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125169-00 Page 3 of 3

#### PRELIMINARY DECREE DRY CREEK BASIN 40D 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 MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125170-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1968
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125170-00 Page 2 of 2

Source Name: Source Type:		UNNAMED TRIBUTARY OF BATEMAN COULEE SURFACE WATER				
Point of Diversion and	Means of Divers	ion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNW	<u>Sec</u> 7	<u>Тwp</u> 19N		<u>County</u> GARFIELD
*Period of Diversion	n: JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	DAM					
	CLAIM.	OF DIVERS	ION H	IAS BE	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: O	NSTREAM					
	Govt Lot	<u>Qtr Sec</u> SENWNW	<u>Sec</u> 7	<u>Twp</u> 19N	<u>Rge</u> 40E	<u>County</u> GARFIELD
Diversion to	Reservoir: DI	VERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SENWNW	7	19N	40E	GARFIELD
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### PRELIMINARY DECREE DRY CREEK BASIN 40D 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 MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40D 125171-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621					
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337					
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337					
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.					
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.					
Priority Date:	DECEMBER 31, 1940					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					

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AUGUST 19, 2020 40D 125171-00 Page 2 of 2

Source Name:	UNNAMED	TRIBUTARY (	DF FR	AZIER	CREE	<	
Source Type:	SURFA	SURFACE WATER					
Point of Diversion and	Means of Diver	sion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 18	<u>Twp</u> 19N		<u>County</u> GARFIELD	
*Period of Diversion	n: JANUARY 1	TO DECEMB	ER 31				
<b>Diversion Means:</b>	DAM						
	THE PERIO CLAIM.	D OF DIVERS	ION H	IAS BEI	EN ST/	ANDARDIZED BY DNRC FOR THIS	
Reservoir: O	NSTREAM						
	Govt Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 18	<u>Twp</u> 19N		<u>County</u> GARFIELD	
<b>Diversion to</b>	Reservoir: D	IVERSION # 1					
Period of Use:	JANUARY 1	TO DECEMBI	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1		SWSWNE	18	19N	39E	GARFIELD	
THE DNRC EXAN ISSUES TO REPO				UND N	NO SIC	GNIFICANT FACTS, DATA, OR	

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125172-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337					
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621					
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337					
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.					
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.					
Priority Date:	DECEMBER 31, 1964					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					

AUGUST 19, 2020 40D 125172-00 Page 2 of 3

ID 1	SES ion: JANUARY 1 TO DE	<u>etr Sec</u> <u>Sec</u> SWNE 33	<u>Тwp</u> 20N	<u>Rge</u> <u>Cou</u> 39E GAR	
*Reservoir: (	ONSTREAM Reservo	ir Name: KE	STER		
		tr Sec WNE 33	<u>Twp</u> 20N	Rge Cou 39E GA	
Diversion to Dam Heigh Depth: Surface Arc Capacity:	ea: 12.00 64.80	FEET FEET ACRES ACRE-FEET			3 TWP 20N RGE 39E GARFIELD
	COUNTY.	AM HEIGHT,			, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TO DE	CEMBER 31			
Place of Use:					
<u>ID</u> <u>Acres</u>	Govt Lot Q	tr Sec Sec	<u>Twp</u>	Rge Cou	<u>inty</u>
1	-	IENW 33	20N	39E GAI	
2	١	W2NE 33	20N	39E GAI	RFIELD

#### **Remarks:**

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THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125166-00 125172-00

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND POINT OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125173-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125173-00 Page 2 of 3

Source Name: Source Type:	UNNAMED TRIBUTARY OF FRAZIER CREEK SURFACE WATER					
Point of Diversion and M			a	т	р	
$\frac{\text{ID}}{1}$	Govt Lot	<u>Qtr Sec</u> SENENE	<u>Sec</u> 18	<u>Тwp</u> 19N		County GARFIELD
*Period of Diversion:		•=		1311	39L	GARTIEED
Diversion Means:	DAM	O DECEMBI				
*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENE	<u>Sec</u> 18	<u>Тwp</u> 19N	<u>Rge</u> 39E	<u>County</u> GARFIELD
Diversion to Re	servoir: DIV	ERSION # 1				
Dam Height:	9	.00 FEET				
Depth:	6	.00 FEET				
Surface Area:	2	.44 ACRES	5			
Capacity:	5	.86 ACRE-	FEET			
	THE CAPACIT BEEN ESTIMA			MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TO	D DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SENENE	18	19N	39E	GARFIELD

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125173-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125174-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125174-00 Page 2 of 2

Source Name: Source Type:		UNNAMED TRIBUTARY OF FRAZIER CREEK SURFACE WATER				
Point of Diversion ar	nd Means of Diver	sion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 12			<u>County</u> GARFIELD
*Period of Divers	ion: JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Mean</b>	s: DAM					
	THE PERIO CLAIM.	D OF DIVERS	ION H	IAS BE	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: (	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 12	<u>Тwp</u> 19N	<u>Rge</u> 39E	<u>County</u> GARFIELD
Diversion to	o Reservoir: 🛛 🗆	VERSION # 1	l			
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SWNWNW	12	19N	39E	GARFIELD
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	<b>40D 125175-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1954
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

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Source Name: Source Type: Point of Diversion and M	UNNAMED TRIBUTARY OF FRAZIER CREEK SURFACE WATER ad Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 18	<u>Тwp</u> 19N		<u>County</u> GARFIELD
*Period of Diversion Diversion Means:	: JANUARY 1 DAM			1014	UUL	
*Reservoir: ONS	STREAM I	Reservoir Name	: LA	NG		
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 18	<u>Twp</u> 19N		<u>County</u> GARFIELD
Diversion to Re		IVERSION # 1				
Dam Height:		10.00 FEET 7.00 FEET				
Depth: Surface Area:		2.11 ACRES				
Capacity:		5.91 ACRE-I				
		ITY, DAM HEI 1ATED BY DN		MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBE	R 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SWSESE	18	19N	39E	GARFIELD
2		W2NENE	19	19N	39E	GARFIELD

#### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	<b>40D 125176-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

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AUGUST 19, 2020 40D 125176-00 Page 2 of 2

Source Type:SURFACE WATERPoint of Diversion and Means of Diversion:DIDGovt LotQtr SecSecTwpRgeCounty			
ID Govt Lot Otr Sec Sec Twp Rge County			
IDGovt LotQtr SecSecTwpRgeCounty1SWSWSE819N39EGARFIELD			
*Period of Diversion: JANUARY 1 TO DECEMBER 31			
Diversion Means: DAM			
THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.	i		
Reservoir: ONSTREAM			
Govt LotQtr SecSecTwpRgeCountySWSWSE819N39EGARFIELD			
Diversion to Reservoir: DIVERSION # 1			
Period of Use: JANUARY 1 TO DECEMBER 31			
Place of Use:			
ID     Acres     Govt Lot     Qtr Sec     Sec     Twp     Rge     County			
1 SWSWSE 8 19N 39E GARFIELD			
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.			

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125177-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125177-00 Page 2 of 2

Source Name Source Ty	-	UNNAMED TRIBUTARY OF FRAZIER CREEK SURFACE WATER					
Point of Dive	rsion and I	Means of Diver	sion:				
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 19	<u>Twp</u> 19N		<u>County</u> GARFIELD
*Period of	f Diversion	: JANUARY 1	TO DECEMB	ER 31			
Diversio	n Means:	DAM					
		THE PERIO CLAIM.	D OF DIVERS	ION H	IAS BEI	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reserve	oir: ON	STREAM					
		Govt Lot	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 19	<u>Twp</u> 19N	<u>Rge</u> 39E	<u>County</u> GARFIELD
Dive	ersion to R	eservoir: D	IVERSION # 1	l			
Period of Use	:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			SWSWNW	19	19N	39E	
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.							

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125178-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

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Source Nan	10.	UNNAMED 1					K
Source Tan		•••••	CE WATER			UNLLI	X .
Point of Diversion and Means of Diversion:							
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNESE	<u>Sec</u> 20	<u>Twp</u> 19N		<u>County</u> GARFIELD
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
Divers	ion Means:	DAM					
		THE PERIOD CLAIM.	OF DIVERS	ION H	IAS BEI	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reser	voir: ON	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNESE	<u>Sec</u> 20	<u>Twp</u> 19N		<u>County</u> GARFIELD
Diversion to Reservoir: DIVERSION # 1							
Period of Use: JANUARY 1 TO DECEMBER 31							
Place of Us	e:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			NWNESE	20	19N	39E	••••••
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.							

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

**RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

#### **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125179-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE					
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337					
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337					
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621					
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.					
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.					
Priority Date:	DECEMBER 31, 1947					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					

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Source Name: Source Type:							
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> S2NWNE	<u>Sec</u> 35	<u>Twp</u> 19N		<u>County</u> GARFIELD	
*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM							
*Reservoir: ONSTREAM Reservoir Name: LEUSCHEN							
	Govt Lot	<u>Qtr Sec</u> S2NWNE	<u>Sec</u> 35	<u>Twp</u> 19N	<u>Rge</u> 38E	<u>County</u> GARFIELD	
Diversion to Reservoir: DIVERSION # 1							
Dam Heig	ght:	10.00 FEET					
Depth:	-	7.00 FEET					
Surface A	rea:	7.77 ACRES	6				
Capacity:		21.76 ACRE-	FEET				
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.							
Period of Use:	JANUARY 1	JANUARY 1 TO DECEMBER 31					
Place of Use:							
<u>ID</u> <u>Acre</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>	
1		NENENW	35	19N	38E	GARFIELD	
2		SESESW	26	19N	38E	GARFIELD	
3		NWNE	35	19N	38E	GARFIELD	

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	<b>40D 125180-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337				
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621				
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337				
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.				
	WNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. ONTRACT FOR DEED INTEREST.				
Priority Date:	DECEMBER 31, 1942				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				

AUGUST 19, 2020 40D 125180-00 Page 2 of 3

Source Name:   UNNAMED TRIBUTARY OF FRAZIER (     Source Type:   SURFACE WATER     Point of Diversion and Means of Diversion:   Image: Content of Diversion (     ID   Govt Lot   Qtr Sec   Sec     1   NESENE   20   19N     *Period of Diversion:   JANUARY 1 TO DECEMBER 31   Diversion Means:   DAM	CREEK <u>Rge</u> <u>County</u> 39E GARFIELD			
*Reservoir: ONSTREAM				
<u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> NESENE 20 19N	<u>Rge</u> <u>County</u> 39E GARFIELD			
Diversion to Reservoir: DIVERSION # 1				
Dam Height: 8.00 FEET				
Depth: 5.00 FEET				
Surface Area: 1.90 ACRES				
Capacity: 3.80 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMU BEEN ESTIMATED BY DNRC.	JM DEPTH, AND SURFACE AREA HAVE			
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>Twp</u>	<u>Rge</u> <u>County</u>			
1 NESENE 20 19N	39E GARFIELD			

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125180-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125181-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1944
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

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<u>ID</u> 1	Source Type: SURFACE WATER   oint of Diversion and Means of Diversion: Image: Second State of County   ID Govt Lot Qtr Second							
*Reservoir: ONS	STREAM Rese	ervoir Name	e: HU	NTER				
	Govt Lot	<u>Qtr Sec</u> SESWSE	<u>Sec</u> 18	<u>Тwp</u> 19N		<u>County</u> GARFIELD		
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	9.0 6.0 2.4 5.8 THE DAM EXTE COUNTY.	, DAM HEI	FEET THE GHT,			C 19 TWP 19N RGE 39E GARFIELD PTH, AND SURFACE AREA HAVE		
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		County		
1 2		S2SWSE N2NWNE	18 19	19N 19N		GARFIELD GARFIELD		

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

### **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125182-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1920
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

AUGUST 19, 2020 40D 125182-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID **Govt Lot** Rge County Qtr Sec Sec 1 SWSWNE 33 20N 39E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWSWNE 33 20N 39E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 125183-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	DECEMBER 31, 1933
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

AUGUST 19, 2020 40D 125183-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID **Govt Lot Rge** County Qtr Sec Sec 1 SESESW 8 19N 39E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SESESW 19N 39E GARFIELD 8

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125184-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1917
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

AUGUST 19, 2020 40D 125184-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID **Govt Lot** Qtr Sec **Rge** County Sec 1 SENWSE 2 19N 39E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SENWSE 2 19N 39E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125185-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1920
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

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> Point of Diversion and Means of Diversion: T<u>wp</u> ID **Govt Lot** Qtr Sec Sec **Rge** County 1 NENENE 24 19N 39E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NENENE 24 19N 39E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	<b>40D 125186-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1968
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125186-00 Page 2 of 3

Source Name: Source Type: Point of Diversion and M <u>ID</u> 1	SURFA	TRIBUTARY C CE WATER sion: <u>Qtr Sec</u>	OF FR.	AZIER ( <u>Twp</u>		<u>County</u>
1 *Period of Diversion Diversion Means:	: JANUARY 1 DAM	NWSESW TO DECEMBE	24 ER 31	19N	39E	GARFIELD
*Reservoir: ONS	STREAM I	Reservoir Name	: SO	UTH W	OODS	
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESW	<u>Sec</u> 24	<u>Twp</u> 19N		<u>County</u> GARFIELD
Diversion to Ro	eservoir: D	IVERSION # 1				
Dam Height:		13.00 FEET				
Depth:		10.00 FEET				
Surface Area: Capacity:		8.38 ACRES 33.52 ACRE-F				
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						
Period of Use:	JANUARY 1	TO DECEMBE	R 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		W2SESW	24	19N	39E	GARFIELD
2		SESWSW	24	19N	39E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 125187-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1938
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125187-00 Page 2 of 3

Source Name: Source Type: Point of Diversion and M <u>ID</u> 1 *Period of Diversion Diversion Means:	SURF. Aeans of Dive <u>Govt Lot</u>	<u>Qtr Sec</u> SWNWSW	<u>Sec</u> 2	DLF CR <u>Twp</u> 19N	Rge	<u>County</u> GARFIELD
*Reservoir: ONS	STREAM	Reservoir Name	e: DU	скwо	RTH	
	Govt Lot	<u>Qtr Sec</u> SWNWSW	<u>Sec</u> 2	<u>Тwp</u> 19N		<u>County</u> GARFIELD
Diversion to R	eservoir: [	DIVERSION # 1				
Dam Height:		7.00 FEET				
Depth:		4.00 FEET				
Surface Area:		0.60 ACRES				
Capacity:		0.96 ACRE- CITY, DAM HEI MATED BY DN	GHT,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY <sup>^</sup>	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SWNWSW	2	19N	39E	GARFIELD

#### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125187-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125188-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621						
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337						
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337						
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.						
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.						
Priority Date:	DECEMBER 31, 1972						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						

AUGUST 19, 2020 40D 125188-00 Page 2 of 3

Source Name: Source Type: Point of Diversion and M <u>ID</u> 1 *Period of Diversion Diversion Means:	SURFA Means of Diver <u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 13	<u>Twp</u> 19N	Rge	<u>County</u> GARFIELD
*Reservoir: ON	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 13	<u>Twp</u> 19N	<u>Rge</u> 39E	<u>County</u> GARFIELD
Diversion to R Dam Height: Depth: Surface Area: Capacity:	THE CAPAC	IVERSION # 1 6.00 FEET 3.00 FEET 2.00 ACRES 2.40 ACRE- ITY, DAM HEI IATED BY DN	S FEET GHT,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use: <u>ID</u> <u>Acres</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 13	<u>Twp</u> 19N		<u>County</u> GARFIELD

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125188-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	<b>40D 125189-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125189-00 Page 2 of 2

Source Name:	UNNAMED TF	RIBUTARY (	DF FR	AZIER	CREE	Κ
Source Type:	SURFACI	E WATER				
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SESESE	<u>Sec</u> 20	<u>Twp</u> 19N		<u>County</u> GARFIELD
*Period of Diversion	JANUARY 1 T	O DECEMB	ER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIOD ( CLAIM.	OF DIVERS	ION H	IAS BEE	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SESESE	<u>Sec</u> 20	<u>Twp</u> 19N		<u>County</u> GARFIELD
Diversion to Reservoir: DIVERSION # 1						
Period of Use:	JANUARY 1 TO	D DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1		SESESE	20	19N	39E	GARFIELD
THE DNRC EXAM	INATION OF 1	THIS CLAI	M FO	UND N	IO SIC	GNIFICANT FACTS, DATA, OR
ISSUES TO REPOR						

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	<b>40D 125190-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125190-00 Page 2 of 2

C N							,
Source Nam	e:	UNNAMED T		JEER	AZIER	CREE	ζ.
Source T	ype:	SURFAC	CE WATER				
Point of Div	ersion and I	Means of Diversi	ion:				
<u>ID</u> 1		Govt Lot	<u>Qtr Sec</u> SESENW	<u>Sec</u> 17	<u>Twp</u> 19N		<u>County</u> GARFIELD
*Period	of Diversion	: JANUARY 1	TO DECEMB	ER 31			
Diversi	on Means:	DAM					
		THE PERIOD CLAIM.	OF DIVERS	ION H	IAS BEI	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reserv	voir: ON	STREAM					
		Govt Lot	<u>Qtr Sec</u> SESENW	<u>Sec</u> 17	<u>Twp</u> 19N		<u>County</u> GARFIELD
Div	version to R	eservoir: DIV	VERSION # 1				
Period of Us	e:	JANUARY 1 T	O DECEMBI	ER 31			
Place of Use	:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			SESENW	17	19N	39E	
-		INATION OF RT TO THE W	THIS CLAI	M FO			GNIFICANT FACTS, DATA, OR

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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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:	40D 125191-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED Status: ACTIVE
	Status: ACTIVE
Owners:	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125191-00 Page 2 of 2

Source Nar Source '		UNNAMED T SURFAC	RIBUTARY ( CE WATER	OF OL	IVER C	OULEI	E
Point of Di	version and I	Means of Divers	ion:				
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESE	<u>Sec</u> 35	<u>Twp</u> 19N		<u>County</u> GARFIELD
*Period	of Diversion	: JANUARY 1	TO DECEMB	ER 31			
Divers	ion Means:	DAM					
		THE PERIOD CLAIM.	OF DIVERS	ION H	IAS BEI	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reser	rvoir: ON	STREAM					
		Govt Lot	<u>Qtr Sec</u> NWSESE	<u>Sec</u> 35	<u>Twp</u> 19N	<u>Rge</u> 38E	<u>County</u> GARFIELD
D	iversion to R	eservoir: Dľ	VERSION # 1				
Period of U	se:	JANUARY 1	TO DECEMBI	ER 31			
Place of Us	e:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			NWSESE	35	19N	38E	GARFIELD
		INATION OF RT TO THE W			UND N	NO SI(	GNIFICANT FACTS, DATA, OR

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40D 125192-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1910
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 19, 2020 40D 125192-00 Page 2 of 3

SURFACE WA f Diversion: Lot Q ARY 1 TO DE STOCK DIREC ARY 1 TO DE STOCK DIREC	e <u>tr Sec</u> S2 CEMBI CT FRO SE CEMBI	8 ER 31 M SO 14 ER 31	<u>Twp</u> 19N URCE 19N	39E	<u>County</u> GARFIELD GARFIELD
Lot Q ARY 1 TO DE STOCK DIREC ARY 1 TO DE	S2 CEMBI CT FRO SE CEMBI	8 ER 31 M SO 14 ER 31	19N URCE	39E	GARFIELD
ARY 1 TO DE STOCK DIREC ARY 1 TO DE	S2 CEMBI CT FRO SE CEMBI	8 ER 31 M SO 14 ER 31	19N URCE	39E	GARFIELD
STOCK DIREC	CT FRO SE CEMBI	0M SO 14 ER 31		39E	GARFIELD
ARY 1 TO DE	SE CEMBI	14 ER 31		39E	GARFIELD
		ER 31	19N	39E	GARFIELD
	T FRO				
		M SO	URCE		
	S2	13	19N	39E	GARFIELD
ARY 1 TO DE	CEMB	ER 31			
STOCK DIREC	CT FRO	M SO	URCE		
NEI	NENE	24	19N	39E	GARFIELD
ARY 1 TO DE	CEMB	ER 31			
STOCK DIREC	CT FRO	M SO	URCE		
		19	19N	40E	GARFIELD
ARY 1 TO DE	CEMB	ER 31			
	CT FRO	M SO	URCE		
	CEMBE	R 31			
I	STOCK DIREC	STOCK DIRECT FRO	IARY 1 TO DECEMBER 31 STOCK DIRECT FROM SO ARY 1 TO DECEMBER 31	STOCK DIRECT FROM SOURCE	STOCK DIRECT FROM SOURCE

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			S2	8	19N	39E GARFIELD
2			SE	14	19N	39E GARFIELD
3			S2	13	19N	39E GARFIELD
4			NENENE	24	19N	39E GARFIELD
5				19	19N	40E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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### **IMPORTANT NOTICE**

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Water Right Number:	40D 125193-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1920
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

AUGUST 19, 2020 40D 125193-00 Page 2 of 2

> Point of Diversion and Means of Diversion: T<u>wp</u> ID **Govt Lot** Qtr Sec Sec **Rge** County 1 NENENE 24 19N 39E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NENENE 24 19N 39E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	<b>40D 125194-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1933
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

AUGUST 19, 2020 40D 125194-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID **Govt Lot** Qtr Sec **Rge** County Sec 1 NESESW 8 19N 39E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESESW 19N 39E GARFIELD 8

#### **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 PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 125195-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1920
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

AUGUST 19, 2020 40D 125195-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID **Govt Lot** Qtr Sec Sec **Rge** County 1 SENESE 1 19N 39E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SENESE 19N 39E GARFIELD 1

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND 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 DRY CREEK BASIN 40D 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:	40D 125196-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	FOGLE, KENNETH L REVOCABLE LIVING TRUST % KENNETH L FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	DENIM FOGLE 890 HAXBY ROAD JORDAN, MT 59337 9621
	FOGLE, ALICE J REVOCABLE LIVING TRUST % ALICE J FOGLE, TRUSTEE HC 63 BOX 1B JORDAN, MT 59337
	OWNER FOGLE, ALICE J REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER FOGLE, KENNETH L REVOCABLE LIVING TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	FEBRUARY 16, 1982
Type of Historical Right	t: USE
Purpose(use):	DOMESTIC
Flow Rate:	10.00 GPM
Volume:	1.50 AC-FT
Households:	2
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

AUGUST 19, 2020 40D 125196-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID **Govt Lot** Qtr Sec **Rge** County Sec 1 NESESW 8 19N 39E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 NESESW 19N 39E GARFIELD 8

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND 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:	40D 125197-00	STATE	MENT	OF CL/	۸IM	
	Version: 2 F	REEXAMIN	NED			
	Statu	is: A	CTIVE			
Owners:	LANGS FORK IN PO BOX 324 COHAGEN, MT 5	-				
<b>Priority Date:</b>	JULY 8, 1972					
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATE	२				
Source Type:	GROUNDW	ATER				
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> N\	<u>Qtr Sec</u> WNENW	<u>Sec</u> 20	<u>Twp</u> 16N		<u>County</u> GARFIELD
	: JANUARY 1 TO	DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	N	WNENW	20	16N	41E	GARFIELD

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST 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:	40D 125198-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322						
<b>Priority Date:</b>	DECEMBER 31, 1954						
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE2016N41EGARFIELD						
	n: JANUARY 1 TO DECEMBER 31						
Diversion Means:							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt LotQtr SecSecTwpRgeCounty						
1	NENENE 20 16N 41E GARFIELD						

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST 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:	40D 125199-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	LANGS FORK INC PO BOX 324 COHAGEN, MT 59322						
<b>Priority Date:</b>	OCTOBER 31, 1958						
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSE116N40EGARFIELD						
	a: JANUARY 1 TO DECEMBER 31						
Diversion Means:							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
ID <u>Acres</u>	Govt LotQtr SecSecTwpRgeCounty						
1	NESWSE 1 16N 40E GARFIELD						

AUGUST 19, 2020 40D 125199-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125199-00 125221-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125200-00	STATE	MENT	OF CL/	۹IM	
	Version: 2	REEXAMI	NED			
	Stat	us: A	CTIVE			
Owners:	LANGS FORK II PO BOX 324 COHAGEN, MT	-				
<b>Priority Date:</b>	JUNE 30, 1958					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	STOCKWATER	NG PURP	OSES	S AT THI SHALL E	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUNDWATE	R				
Source Type:	GROUNDV	VATER				
Point of Diversion and I	Means of Diversion	:				
<u>ID</u> 1	<u>Govt Lot</u> N	<u>Qtr Sec</u> WNWSW	<u>Sec</u> 8	<u>Twp</u> 16N		<u>County</u> GARFIELD
Period of Diversion	a: APRIL 1 TO OC	TOBER 37	I			
<b>Diversion Means:</b>	WELL					
Period of Use:	APRIL 1 TO OC	TOBER 31				
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	N	WNWSW	8	16N	41E	GARFIELD

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Water Right Number:	40D 125201-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322						
<b>Priority Date:</b>	DECEMBER 31, 1916						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	7.00 GPM						
*Volume:	e: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW1016N41EGARFIELD						
Period of Diversion	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>						
1	NWNWSW 10 16N 41E GARFIELD						

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125202-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322						
<b>Priority Date:</b>	DECEMBER 31, 1948						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
Flow Rate:	7.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNE3516N41EGARFIELD						
Period of Diversior	n: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>						
1	SWSWNE 35 16N 41E GARFIELD						

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125203-00 STA	FEMENT	OF CLA	AIM	
	Version: 2 REEXA	MINED			
	Status:	ACTIVE			
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322				
<b>Priority Date:</b>	DECEMBER 31, 1961				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	3.00 GPM				
*Volume:	STOCKWATERING PU ANIMAL UNIT. ANIMAL	RPOSES UNITS S	AT THE	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER BE BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER	२
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr S		<u>Тwp</u> 15N	<u>Rge</u> <u>County</u> 41E GARFIELD	
Period of Diversior	: MAY 1 TO OCTOBER 3	81			
<b>Diversion Means:</b>	WELL				
Period of Use:	MAY 1 TO OCTOBER 3	1			
Place of Use:					
ID <u>Acres</u>	Govt Lot Qtr S	ec <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1	NESEN	N 1	15N	41E GARFIELD	

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 125204-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322						
<b>Priority Date:</b>	DECEMBER 31, 1948						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
Flow Rate:	12.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County NWSWSW 24 16N 41E GARFIELD						
	n: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>						
1	NWSWSW 24 16N 41E GARFIELD						

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING 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 N	umber:	40D 1252	05-00 STA	TEMENT	OF CL	AIM.	
		Version:	2 REEXA	MINED			
			Status:	ACTIVE	Ē		
Owners:		PO BOX 3	RANCH CO 45 1, MT 59322				
<b>Priority Date:</b>		DECEMBE	R 31, 1928				
Type of Histor	ical Right:	: USE					
Purpose(use):		STOCK					
Flow Rate:		6.00 GPM					
*Volume:		STOCKWA ANIMAL U	ATERING PU NIT. ANIMAL	RPOSES UNITS	S AT TH SHALL	IE RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:		GROUND\	WATER				
Source Typ	be:	GRO	UNDWATER				
Point of Diver	sion and N	Aeans of Div	ersion:				
ID 1 Deviad of	Dimension	Govt Lot	<u>Qtr S</u> SENWS 1 TO DECE	W 14	<u>Тwp</u> 16N		<u>County</u> GARFIELD
Diversion		WELL	I TO DECE	VIDER 3	1		
Period of Use:			1 TO DECEN	/IBER 31			
Place of Use:							
<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr S</u>	<u>ec</u> <u>Sec</u>	Twp	Rge	<u>County</u>
1			SENWS	W 14	16N	41E	GARFIELD
2			NWS	SE 15	16N	41E	GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125206-00 STATEMENT OF	CLAIM
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322	
Priority Date:	DECEMBER 31, 1943	
Type of Historical Right	USE	
Purpose(use):	STOCK	
Flow Rate:	12.00 GPM	
*Volume:	STOCKWATERING PURPOSES AT ANIMAL UNIT. ANIMAL UNITS SHAL	NT OF WATER CONSUMPTIVELY USED FOR THE RATE OF 30 GALLONS PER DAY PER L BE BASED ON REASONABLE CARRYING OF THE AREA SERVICED BY THIS WATER
Source Name:	GROUNDWATER	
Source Type:	GROUNDWATER	
Point of Diversion and	leans of Diversion:	
<u>ID</u> 1	Govt LotQtr SecSecTwNWNWNE26161	
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>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1			SWSENW	26	16N	41E	GARFIELD
2			NWSENE	27	16N	41E	GARFIELD
3			NESWSW	25	16N	41E	GARFIELD
4			SWSWNE	36	16N	41E	GARFIELD
5			NENWNW	6	15N	42E	GARFIELD
6			NWNWNE	26	16N	41E	GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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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:	40D 125207-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322					
Priority Date:	DECEMBER 31, 1951					
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF LITTLE DRY CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1 *Denied of Dimension	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SESWSE 1 15N 41E GARFIELD					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ON	STREAM F	TREAM Reservoir Name: SOUTH PASTURE						
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWSE	<u>Sec</u> 1	<u>Twp</u> 15N		<u>County</u> GARFIELD		
Diversion to R Dam Height: Depth: Surface Area:		VERSION # 1 8.00 FEET 5.00 FEET 1.76 ACRES						
Capacity:		3.52 ACRE-	FEET					
		ITY, DAM HEI IATED BY DN	-	MAXIMU	JM DE	EPTH, AND SURFACE AREA HAVE		
Period of Use:	JANUARY 1	TO DECEMBI	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1		SESWSE	1	15N	41E	GARFIELD		

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125207-00 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:	40D 125208-00	STATEMENT	OF CLAIM	
	Version: 3 R	EEXAMINED		
	Statu	s: ACTIVE		
Owners:	PLUHAR RANCH PO BOX 345 COHAGEN, MT 5			
Priority Date:	DECEMBER 31,	1950		
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	NO FLOW RATE RESERVOIR.	HAS BEEN DE	CREED FOR	THIS USE FROM THIS ONSTREAM
*Volume:	STOCKWATERIN ANIMAL UNIT. AN	NG PURPOSES	AT THE RAT	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED TRIB	BUTARY OF SK	UNK ARROY	O CREEK
Source Type:	SURFACE V	WATER		
Point of Diversion and	Means of Diversion:			
<u>ID</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>		County
1 *Period of Diversion	-	ESWNE 15 DECEMBER 31	-	GARFIELD
<b>Diversion Means:</b>	DAM			
Reservoir: ON	STREAM			
	<u>Govt Lot</u> S	Qtr SecSecESWNE15	<u>Twp</u> <u>Rge</u> 16N 41E	<u>County</u> GARFIELD
Diversion to R	eservoir: DIVER	RSION # 1		
Period of Use:				

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SESWNE	15	16N	41E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125209-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322
<b>Priority Date:</b>	DECEMBER 31, 1942
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF DUCK CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN2SWNW2716N41EGARFIELD
*Period of Diversior	I: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> N2SWNW	<u>Sec</u> 27	<u>Тwp</u> 16N		<u>County</u> GARFIELD
Diversion to Re	eservoir: D	IVERSION #	1			
Dam Height:	1	13.00 FEET				
Depth:	1	10.00 FEET				
Surface Area:		1.93 ACRE	S			
Capacity:		7.72 ACRE	-FEET			
	THE CAPAC BEEN ESTIM	,	,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		N2SWNW	27	16N	41E	GARFIELD

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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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:	40D 125210-0	40D 125210-00 STATEMENT OF CLAIM				
	Version: 3	REEXAMINED				
	St	tatus: ACTIVE				
Owners:	LANGS FORK PO BOX 324 COHAGEN, M					
Priority Date:	DECEMBER	31, 1938				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	NO FLOW RA RESERVOIR.	ATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREA	۹W			
*Volume:	STOCKWATE ANIMAL UNIT	INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED F ERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PE I. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYIN ND HISTORICAL USE OF THE AREA SERVICED BY THIS WATEF	R NG			
Source Name:	UNNAMED T	RIBUTARY OF LANGS FORK CREEK				
Source Type:	SURFAC	CE WATER				
Point of Diversion and	Means of Diversi	ion:				
ID	Govt Lot	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1 *Period of Diversion Diversion Means:	5 a: JANUARY 1 <sup>-</sup> DAM	NW 2 16N 40E GARFIELD TO DECEMBER 31				
Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NW 2 16N 40E GARFIELD				
<b>Diversion to R</b>	eservoir: DI	VERSION # 1				
Period of Use:						

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1		5	NW	2	16N	40E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125211-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	LANGS FORK INC PO BOX 324 COHAGEN, MT 59322					
Priority Date:	DECEMBER 31, 1932					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	DUCK CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWSW816N41EGARFIELD					
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					

*Reservoir: ON	STREAM	TREAM Reservoir Name: DUCK CREEK						
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWSW	<u>Sec</u> 8	<u>Twp</u> 16N		<u>County</u> GARFIELD		
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir:	DIVERSION # 12.00 FEET 9.00 FEET 8.79 ACRE 31.64 ACRE	S					
		CITY, DAM HE IMATED BY DN	-	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE		
Period of Use:	JANUARY	1 TO DECEMB	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1		W2SWSW	8	16N	41E	GARFIELD		

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125211-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125212-00 STATEMENT OF CLAIM					
	Version:	2 REEXA	MINED			
		Status:	ACTIV	Ξ		
Owners:	LANGS FC PO BOX 32 COHAGEN	-				
<b>Priority Date:</b>	DECEMBE	R 31, 1940				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	MRESERVO	IR. TH	E FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKWA ANIMAL UI	ATERING PU NIT. ANIMAL	RPOSE UNITS	S AT TH SHALL E	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
*Source Name:	UNNAMED	TRIBUTAR	Y OF LA	NGS FC	RK CF	REEK
Source Type:	SURF	FACE WATE	२			
*Point of Diversion and I	Means of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> NENEN		<u>Twp</u> 16N		<u>County</u> GARFIELD
*Period of Diversion Diversion Means:	: JANUARY DAM	1 TO DECE	MBER 3	1		
*Reservoir: ON	STREAM					
	Govt Lot	<u>Qtr S</u> NENEN		<u>Twp</u> 16N	<u>Rge</u> 40E	<u>County</u> GARFIELD
Diversion to R	Diversion to Reservoir: DIVERSION # 1					

		THE CAPACITY BEEN ESTIMA			IUM DEPTH, AND SURFACE AREA HAVE	TH, AND SURFACE AREA HA	/E	
Period of Use:		JANUARY 1 TC	DECEMB					
*Place of U <u>ID</u> 1	se: <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NENE	<u>Sec</u> 2	<u>Twp</u> 16N	<u>Rge</u> <u>County</u> 40E GARFIELD	¥_	

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE NE LOT 8 SEC 2 TWP 16N RGE 40E GARFIELD COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125213-0	O STATEN	IENT (	OF CLA	IM		
	Version: 3 -	- REEXAMIN	IED				
	Sta	atus: AC	CTIVE				
Owners:	PLUHAR RAN PO BOX 345 COHAGEN, M						
Priority Date:	DECEMBER 3	1, 1950					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	NO FLOW RA RESERVOIR.	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TI	RIBUTARY C	F SKL	JNK AR	ROYC	) CREEK	
Source Type:	SURFAC	E WATER					
Point of Diversion and I	Means of Diversie	o <b>n:</b>					
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 23	<u>Twp</u> 16N		<u>County</u> GARFIELD	
*Period of Diversion Diversion Means:	BANUARY 1 T DAM	O DECEMBI	ER 31				
Reservoir: ON	STREAM						
	Govt Lot	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 23	<u>Twp</u> 16N	<u>Rge</u> 41E	<u>County</u> GARFIELD	
Diversion to R	eservoir: DIV	'ERSION # 1					
Dowind of Lines							

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			SE	23	16N	41E GARFIELD

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125213-00 125219-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125214-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322						
Priority Date:	APRIL 23, 1971						
Type of Historical Right:	FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	WATER SPREADING						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.						
Volume:	68.00 AC-FT						
Climatic Area:	1 - HIGH						
Maximum Acres:	45.00						
Source Name:	SKUNK ARROYO CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and M	Ieans of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE1516N41EGARFIELD						
*Period of Diversion	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DIVERSION DAM						

AUGUST 19, 2020 40D 125214-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNE	<u>Sec</u> 15	<u>Twp</u> 16N		<u>County</u> GARFIELD
	Diversion to R	eservoir: DI	VERSION # 1	1			
	Dam Height:		8.00 FEET				
Depth:			5.00 FEET				
	Surface Area:		8.06 ACRES	5			
	Capacity:	1	6.12 ACRE-	FEET			
		THE CAPACI BEEN ESTIM		,	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period o	f Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	40.00		SW	14	16N	41E	GARFIELD
2	5.00		SWNW	14	16N	41E	GARFIELD
Total:	45.00						

#### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 4.2 TIMES THE CAPACITY OF THE RESERVOIR. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Nu	mber:	40D 1252	215-00 STAT	EMENT	OF CL/	AIM	
		Version:	2 REEXAM	IINED			
			Status:	ACTIVE			
Owners:		PO BOX 3	RANCH CO 345 N, MT 59322				
Priority Date:		DECEMB	ER 31, 1948				
Type of Historic	al Right:	USE					
Purpose(use):	Purpose(use): IRRIGATION						
Irrigatio	n Type:	WATER S	PREADING				
*Flow Rate:	Tow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS UCONSISTS OF DIRECT FLOW WATER SPREADING.						
Volume: 15.00 AC-FT							
Clima	tic Area:	1 - HIGH					
Maximum Acres	s:	10.00					
Source Name:		UNNAME	D TRIBUTARY	OF SK	UNK AF	ROY	O CREEK
Source Type	:	SURFACE WATER					
Point of Diversi	on and N	Ieans of Div	version:				
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr See</u> NWNWNW		<u>Тwp</u> 16N		<u>County</u> GARFIELD
			Y 1 TO DECEM	BER 31			
Diversion N	<b>Aeans:</b>	DIKE					
Period of Use: JANUARY 1 TO DECEMBER 31							
Place of Use:							
<u>ID</u> <u>A</u>	cres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1 1	0.00		NWNW	25	16N	41E	GARFIELD

Place of Use:

<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	10.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DIKE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125216-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322						
<b>Priority Date:</b>	APRIL 21, 1971						
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. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
Volume:	31.00 AC-FT						
Climatic Area:	: 1 - HIGH						
Maximum Acres:	20.50						
*Source Name:	SKUNK ARROYO CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN2SWSW2416N41EGARFIELD						
	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						

AUGUST 19, 2020 40D 125216-00 Page 2 of 3

> **ONSTREAM Reservoir: Govt Lot** Otr Sec Sec Twp **Rge** County N2SWSW 41E GARFIELD 24 16N **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Qtr Sec Sec Twp Rge County Acres 1 15.00 SESW 24 16N 41E GARFIELD 2 4.00 NESWSW 24 16N 41E GARFIELD 3 1.00 SENWSW 24 16N 41E GARFIELD 4 0.50 SWNESW 16N 41E GARFIELD 24 20.50 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.

125216-00 125217-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125216-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125217-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322							
Priority Date:	APRIL 21, 1971							
Type of Historical Right: FILED								
Purpose(use):	IRRIGATION							
Irrigation Type:	WATER SPREADING							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.							
Volume:	53.00 AC-FT							
Climatic Area:	1 - HIGH							
Maximum Acres:	35.50							
Source Name:	UNNAMED TRIBUTARY OF SKUNK ARROYO CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Aeans of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNW2416N41EGARFIELD							
*Period of Diversion	: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DIVERSION DAM							

AUGUST 19, 2020 40D 125217-00 Page 2 of 3

> \*Reservoir: ONSTREAM

		<u>Govt Lot</u> S\	<u>Qtr Sec</u> VNWNW	<u>Sec</u> 24	<u>Twp</u> 16N	<u>Rge</u> 41E	<u>County</u> GARFIELD
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	9.0 6.0 9.1 21.8	RSION # 1 0 FEET 0 FEET 0 ACRES 4 ACRE- , DAM HEI	S FEET	MAXIMI	JM DE	PTH, AND SURFACE AREA HAVE
		BEEN ESTIMAT					
Period o	f Use:	JANUARY 1 TO	DECEMBI	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	15.00		SWNW	24	16N	41E	GARFIELD
2	15.00		SESW	24	16N	41E	GARFIELD
3	4.00	Ν	IESWSW	24	16N	41E	GARFIELD
4	1.00	S	ENWSW	24	16N	41E	GARFIELD
5	0.50	S	WNESW	24	16N	41E	GARFIELD
Total:	35.50						

#### 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.

125216-00 125217-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Numbe	r: 40D 12521	8-00 STATE	MENT	OF CL/	AIM			
	Version:	2 REEXAMIN	IED					
		Status: A	CTIVE					
Owners:	PLUHAR R PO BOX 34 COHAGEN							
<b>Priority Date:</b>	APRIL 15,	1950						
Type of Historical R	ight: USE							
Purpose(use):	IRRIGATIC	N						
Irrigation Ty	pe: WATER SP	PREADING						
*Flow Rate:		A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.						
Volume:	37.50 AC-F	Т						
Climatic A	rea: 1 - HIGH							
Maximum Acres:	25.00							
Source Name:	SKUNK AF	ROYO CREEK						
Source Type:	SURF	ACE WATER						
Point of Diversion a	nd Means of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNE	<u>Sec</u> 15	<u>Twp</u> 16N	Rge County 41E GARFIELD			
	sion: JANUARY		ER 31					
<b>Diversion Mean</b>								
Period of Use:	JANUARY	1 TO DECEMBE	ER 31					
Place of Use:								
ID Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>			
1 25.00	)	N2NE	15	16N	41E GARFIELD			

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	25.00					

#### **Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME POINT OF DIVERSION. 125218-00 3460-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125219-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	: USE
Purpose(use):	DOMESTIC
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	10.00 AC-FT
Households:	2
Maximum Acres:	3.00
Source Name:	UNNAMED TRIBUTARY OF SKUNK ARROYO CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE2316N41EGARFIELD
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 19, 2020 40D 125219-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp NESESE 41E GARFIELD 23 16N **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp Rge County 1 3.00 NESESE 23 41E GARFIELD 16N 3.00 Total:

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125213-00 125219-00

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125220-00 STATEMENT OF CLAIM							
	Version:	2 REEXAM	INED					
		Status:	ACTIVE					
Owners:	PLUHAR RANCH CO PO BOX 345 COHAGEN, MT 59322							
Priority Date:	DECEMBER	31, 1944						
Type of Historical Right:	USE							
Purpose(use):	DOMESTIC							
Flow Rate:	20.00 GPM							
Volume:	5.00 AC-FT	5.00 AC-FT						
Households:	1							
Maximum Acres:	2.00							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and N	Ieans of Diver	sion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSW	24	<u>Twp</u> 16N	<u>Rge</u> 41E	<u>County</u> GARFIELD		
Period of Diversion Diversion Means:		OCTOBER '	5					
Period of Use:	WELL APRIL 1 TO OCTOBER 15							
		OCTOBER	5					
Place of Use:	CoutLat	Otr Soc	See	Twn	Dao	County		
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>		<u>Twp</u>		<u>County</u>		
1 2.00 Total: 2.00		NWSWSW	24	16N	41E	GARFIELD		

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125221-00 STATEMENT OF CLAIM							
	Version:	2 REEXAMIN	NED					
		Status: A	CTIVE					
Owners:	LANGS FORK INC PO BOX 324 COHAGEN, MT 59322							
Priority Date:	OCTOBER	31, 1958						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	10.00 GPM							
Volume:	3.50 AC-FT	3.50 AC-FT						
Households:	2							
Maximum Acres:	1.00							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and N	leans of Dive	rsion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESWSE	<u>Sec</u> 1	<u>Тwp</u> 16N		<u>County</u> GARFIELD		
Period of Diversion		1 TO DECEMB	ER 31					
Diversion Means:	WELL							
Period of Use:	JANUARY	1 TO DECEMBI	ER 31					
Place of Use:	~		~	-	-	~		
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		<u>County</u>		
1 1.00		NESWSE	1	16N	40E	GARFIELD		
<b>Total:</b> 1.00								

**Remarks:** 

AUGUST 19, 2020 40D 125221-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125199-00 125221-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125222-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	TRIANGLE L TRUST COLIN K & CARRIE C MURNION CO-TRUSTEES PO BOX 132 JORDAN, MT 59337 0132
Priority Date:	DECEMBER 31, 1945
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF LONG BRANCH CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 24 16N 37E GAREIELD
•	NWNWSW 24 16N 37E GARFIELD I: FEBRUARY 1 TO NOVEMBER 1

**Diversion Means:** DAM

AUGUST 19, 2020 40D 125222-00 Page 2 of 2

\*Reservoir:

**ONSTREAM** 

	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>		County
	NVV	/NWSW 24	16N 37E	GARFIELD
Diversion to R	eservoir: DIVER	RSION # 1		
Dam Height:	13.00	) FEET		
Depth:	10.00	) FEET		
Surface Area:	2.31	ACRES		
Capacity:	9.24	ACRE-FEET		
	THE CAPACITY, BEEN ESTIMATE		Maximum de	EPTH, AND SURFACE AREA HAVE
Period of Use:	APRIL 1 TO OCT	OBER 1		
Place of Use:				
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	<u>Twp</u> <u>Rge</u>	<u>County</u>
1	N2	2NWSW 24	16N 37E	GARFIELD

#### **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.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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:	40D 125223-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	TRIANGLE L TRUST COLIN K & CARRIE C MURNION CO-TRUSTEES PO BOX 132 JORDAN, MT 59337 0132
<b>Priority Date:</b>	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SAND CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
•	4 NWNW 5 16N 38E GARFIELD
*Period of Diversion	I: FEBRUARY 1 TO NOVEMBER 1

**Diversion Means:** DAM

*Re	eservoir: ON	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNW	<u>Sec</u> 5	<u>Twp</u> 16N	<u>Rge</u> 38E	<u>County</u> GARFIELD
	Diversion to R	eservoir: DIVE	ERSION # 1				
	Dam Height:	17.	00 FEET				
	Depth:	14.	00 FEET				
	Surface Area:	4.	69 ACRES	3			
	Capacity:	26.	26 ACRE-	FEET			
		THE CAPACITY BEEN ESTIMA		,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period o	f Use:	APRIL 1 TO OC	TOBER 1				
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		4	NWNW	5	16N	38E	GARFIELD

#### **Remarks:**

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STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

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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:	40D 125224-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	TRIANGLE L TRUST COLIN K & CARRIE C MURNION CO-TRUSTEES PO BOX 132 JORDAN, MT 59337 0132
<b>Priority Date:</b>	DECEMBER 31, 1947
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SANTO ARROYO CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County
1 *Period of Diversion	SWSWSE 19 16N 38E GARFIELD I: FEBRUARY 1 TO NOVEMBER 1

**Diversion Means:** DAM

AUGUST 19, 2020 40D 125224-00 Page 2 of 2

\*Reservoir:

**ONSTREAM** 

		<u>Qtr Sec</u> /SWSE 19		<u>County</u> GARFIELD
Diversion to Re	eservoir: DIVER	SION # 1		
Dam Height:	15.00	FEET		
Depth:	12.00	FEET		
Surface Area:	2.24	ACRES		
Capacity:	10.75	ACRE-FEET		
	THE CAPACITY, I BEEN ESTIMATE		Maximum de	PTH, AND SURFACE AREA HAVE
Period of Use:	APRIL 1 TO OCTO	OBER 1		
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	SW	/SWSE 19		GARFIELD

#### Remarks:

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number	: 40D 125225-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	TRIANGLE L TRUST COLIN K & CARRIE C MURNION CO-TRUSTEES PO BOX 132 JORDAN, MT 59337 0132
Priority Date:	DECEMBER 31, 1948
Type of Historical R	ght: USE
Purpose(use):	IRRIGATION
Irrigation Ty	DE: WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	34.50 AC-FT
Climatic A	rea: 1 - HIGH
Maximum Acres:	15.00
Source Name:	UNNAMED TRIBUTARY OF SANTO ARROYO CREEK
Source Type:	SURFACE WATER
*Point of Diversion a	d Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESW616N38EGARFIELD
	ion: JANUARY 1 TO DECEMBER 31
Diversion Mean	
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1 15.00	SW 6 16N 38E GARFIELD

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
Total:	15.00						

#### **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.

MEANS OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125226-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318						
Priority Date:	OCTOBER 15, 1965						
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	NILES STANTON COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESE119N34EGARFIELD						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

AUGUST 19, 2020 40D 125226-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NWNESE 34E GARFIELD 19N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESE 1 34E GARFIELD 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125227-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318						
Priority Date:	JULY 15, 1934						
Type of Historical Right: FILED							
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF NILES STANTON COULEE						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE119N34EGARFIELD						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

AUGUST 19, 2020 40D 125227-00 Page 2 of 2

Reservoi	ir: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> SWNESE	<u>Sec</u> 1	<u>Twp</u> 19N	<u>Rge</u> 34E	<u>County</u> GARFIELD
Diver	rsion to Re	eservoir: DI∨	ERSION # 1				
Period of Use:		JANUARY 1 T	O DECEMBE	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1			NESE	1	19N	34E	GARFIELD

### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

MEANS OF DIVERSION AND POINT OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 12522	8-00 STATE	MENT	OF CL	AIM			
	Version:	2 REEXAMI	NED					
		Status: A	CTIVE	-				
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318							
Priority Date:	JULY 1, 19	JULY 1, 1933						
Type of Historical Rig	nt: USE							
Purpose(use):	STOCK	STOCK						
Flow Rate:	10.00 GPM	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	GROUNDV	GROUNDWATER						
Source Type:	GROL	GROUNDWATER						
Point of Diversion and Means of Diversion:								
ID 1 Period of Diversio	<u>Govt Lot</u>	<u>Qtr Sec</u> SESENE	<u>Sec</u> 1	<u>Тwp</u> 19N		<u>County</u> GARFIELD		
Diversion Means:			DER 31					
Period of Use:	JANUARY	1 TO DECEMB	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County		
1		SENE	1	19N	34E	GARFIELD		
2		SENE	1	19N	34E	GARFIELD		

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125228-00 125229-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125229-00 STATEMENT OF CLAIM								
	Version:	2 REEXAMI	NED						
		Status: A	CTIVE						
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318								
Priority Date:	JULY 1, 19	JULY 1, 1933							
Type of Historical Right	: USE								
Purpose(use):	DOMESTIC	2							
Flow Rate:	10.00 GPM	1							
Volume:	3.00 AC-F	Г							
Households:	1								
Maximum Acres:	1.00								
Source Name:	GROUNDWATER								
Source Type:	GROUNDWATER								
Point of Diversion and N	Means of Div	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESENE	<u>Sec</u> 1	<u>Тwp</u> 19N		<u>County</u> GARFIELD			
Period of Diversion		1 TO DECEMB	BER 31						
Diversion Means:	WELL JANUARY 1 TO DECEMBER 31								
Period of Use:	JANUARY	1 TO DECEMB	ER 31						
Place of Use:			~	-	-	~			
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>			
1 1.00		SESENE	1	19N	34E	GARFIELD			
<b>Total:</b> 1.00									

AUGUST 19, 2020 40D 125229-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125228-00 125229-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125230-00 STATEMENT OF CLAIM									
	Version:	2 REEXAMI	NED							
		Status: A	CTIVE							
Owners:	45 N FOU	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318								
Priority Date:	MARCH 1,	1961								
Type of Historical Righ	Type of Historical Right: USE									
Purpose(use):	DOMESTI	C								
Flow Rate:	7.00 GPM									
Volume:	3.00 AC-F	Т								
Households:	1									
Maximum Acres:	1.00									
Source Name:	GROUND	GROUNDWATER								
Source Type:	GRO	GROUNDWATER								
*Point of Diversion and	Means of Div	ersion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESENE	<u>Sec</u> 1	<u>Twp</u> 19N		<u>County</u> GARFIELD				
Period of Diversion		1 TO DECEME	3ER 31							
Diversion Means:	WELL		ED 24							
Period of Use:	JANUARY	1 TO DECEMB	ER 31							
Place of Use:	a . <del>.</del> .		G	-						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>		<u>Twp</u>		County				
1 1.00		SWSENE	1	19N	34E	GARFIELD				
<b>Total:</b> 1.00										

AUGUST 19, 2020 40D 125230-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125230-00 125231-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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:	40D 125231-00	STATE	MENT	OF CLA	٩IM	
	Version: 2	REEXAMIN	NED			
	Stat	us: A	CTIVE			
Owners:	6M RANCH INC 45 N FOUR COF BRUSETT, MT 5	-	)			
<b>Priority Date:</b>	MARCH 1, 1961					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	7.00 GPM					
*Volume:	STOCKWATERI ANIMAL UNIT. A	NG PURP	OSES NITS S	AT THE HALL E	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUNDWATE	R				
Source Type:	GROUNDV	VATER				
Point of Diversion and I	Means of Diversion	:				
<u>ID</u> 1		<u>Qtr Sec</u> SESENE	<u>Sec</u> 1	<u>Тwp</u> 19N		<u>County</u> GARFIELD
Period of Diversion		DECEMB	ER 31			
Diversion Means:	WELL		-0.04			
Period of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of Use:	~	<b>A</b> . <b>A</b>	a	-	-	
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		County
1		SENE	1	19N	34E	GARFIELD

AUGUST 19, 2020 40D 125231-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125230-00 125231-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40D 125232-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318
Priority Date:	OCTOBER 15, 1965
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF NILES STANTON COULEE
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNE119N34EGARFIELD
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 19, 2020 40D 125232-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SESWNE 34E GARFIELD 19N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 1 34E GARFIELD SWNE 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125233-00 STATEMENT OF CLAIM					
	Version: 2 RE	EEXAMINED				
	Status:	s: ACTIVE				
Owners:	6M RANCH INC 45 N FOUR CORNE BRUSETT, MT 593					
Priority Date:	JUNE 15, 1941					
Type of Historical Right	FILED					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM RESE	W RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM RICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	NILES STANTON C	ICOULEE				
Source Type:	SURFACE W/	VATER				
Point of Diversion and Means of Diversion:						
<u>ID</u> 1		<u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENESE 1 19N 34E GARFIELD				
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF D CLAIM.	DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS				

AUGUST 19, 2020 40D 125233-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NENESE 34E GARFIELD 19N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESE 1 34E GARFIELD 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 125235-00 STATEMENT OF CLAIM					
	Version:	2 REEXA	MINED			
		Status:	ACTIVE			
Owners:	6M RANCH 45 N FOUF BRUSETT,	CORNERS	8 RD			
Priority Date:	NOVEMBE	R 15, 1971				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	MRESERV	OIR. THE	FLOW I	RATE	CREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKWA ANIMAL UI	ATERING PU NIT. ANIMAI	JRPOSES L UNITS S	S AT THE	E RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
*Source Name:	UNNAMED	TRIBUTA	RY OF BU	ттѕ со	ULEE	
Source Type:	SURF	FACE WATE	R			
Point of Diversion and N	Means of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> SWSWN		<u>Twp</u> 19N		<u>County</u> GARFIELD
*Period of Diversion		1 TO DECE	MBER 31			
<b>Diversion Means:</b>	PIT					
	THE PERI CLAIM.	od of dive	ERSION H	IAS BEE	N STA	ANDARDIZED BY DNRC FOR THIS

AUGUST 19, 2020 40D 125235-00 Page 2 of 2

Reservoi	r: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 20	<u>Twp</u> 19N	<u>Rge</u> 36E	<u>County</u> GARFIELD
Diver	sion to Re	servoir: D	IVERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			SWNW	20	19N	36E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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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:	40D 125236-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318						
<b>Priority Date:</b>	JUNE 29, 1959						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWNW 20 19N 36E GARFIELD						
Period of Diversion	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>						
1	NWNW 20 19N 36E GARFIELD						

AUGUST 19, 2020 40D 125236-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125236-00 125258-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40D 125237-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318					
Priority Date:	JUNE 15, 1967					
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF NILES STANTON COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNW619N35EGARFIELD					
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	PIT					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

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**ONSTREAM Reservoir: Govt Lot** <u>Qtr Sec</u> <u>Sec</u> Twp **Rge** County SWSWNW 35E GARFIELD 19N 6 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 6 35E GARFIELD SWSWNW 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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#### **IMPORTANT NOTICE**

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Water Right Number:	40D 12523	<b>38-00</b> STA	TEMENT	OF CLA	M	
	Version:	2 REEXA	MINED			
		Status:	ACTIVE			
Owners:	6M RANCH 45 N FOUF BRUSETT,	CORNERS	RD			
Priority Date:	JUNE 15, 1	1967				
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	MRESERVO	DIR. THE	FLOW I	RATE	CREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKWA ANIMAL UI	ATERING PU NIT. ANIMAL	RPOSES	S AT THE	E RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED	TRIBUTAR		ES STA	NTON	N COULEE
Source Type:	SURF	ACE WATE	R			
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> SENWN		<u>Twp</u> 19N		<u>County</u> GARFIELD
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	PIT					
	THE PERI CLAIM.	OD OF DIVE	RSION H	IAS BEE	N STA	ANDARDIZED BY DNRC FOR THIS

AUGUST 19, 2020 40D 125238-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWNW 35E GARFIELD 19N 6 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 6 35E GARFIELD NWNW 19N 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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### **IMPORTANT NOTICE**

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Water Right Number:	40D 125239-00 STATEMENT OF CLAIM					
	Version: 2 -	- REEXAMI	NED			
	Sta	atus: A	CTIVE			
Owners:	6M RANCH IN 45 N FOUR CO BRUSETT, MT	ORNERS R	D			
Priority Date:	NOVEMBER 1	5, 1971				
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM R	ESERVOIR	R. THE	FLOW F	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKWATE ANIMAL UNIT	RING PURF ANIMAL U	POSES NITS S	AT THE HALL BI	RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED T	RIBUTARY	OF SM	OKEY B	UTTE	CREEK
Source Type:	SURFAC	E WATER				
Point of Diversion and M	Aeans of Diversion	on:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENW	<u>Sec</u> 30	<u>Тwp</u> 19N		<u>County</u> GARFIELD
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	PIT					
	THE PERIOD CLAIM.	OF DIVERS	SION H	AS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS

AUGUST 19, 2020 40D 125239-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENENW 36E GARFIELD 19N 30 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 30 36E GARFIELD NENW 19N 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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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:	40D 12524	0-00 STATE	MENT	OF CL/	AIM		
	Version:	2 REEXAMI	NED				
		Status: A	CTIVE				
Owners:	6M RANCH 45 N FOUR BRUSETT,	CORNERS R	D				
Priority Date:	OCTOBER	1, 1884					
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
Flow Rate:							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SPRING, U	NNAMED TRI	BUTAI	RY OF S	SMOKE	EY BUTTE CREEK	
Source Type:	GROL	JNDWATER					
Point of Diversion and I	Means of Dive	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWNW	<u>Sec</u> 29	<u>Twp</u> 19N	<u>Rge</u> 36E	<u>County</u> GARFIELD	
Period of Diversion		1 TO DECEME	3ER 31				
<b>Diversion Means:</b>	FLOWING						
Period of Use:	JANUARY	1 TO DECEMB	ER 31				
Place of Use:							
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County	
1		SWNW	29	19N	36E	GARFIELD	

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING 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:	40D 125241-00 STAT	EMENT OF CLA	IM	
	Version: 2 REEXAN	IINED		
	Status:	ACTIVE		
Owners:	6M RANCH INC 45 N FOUR CORNERS BRUSETT, MT 59318	RD		
<b>Priority Date:</b>	JULY 1, 1957			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
Flow Rate:	3.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and I	Aeans of Diversion:			
<u>ID</u> 1	Govt Lot Qtr Se SESWS		Rge County 36E GARFIELD	
Period of Diversion	: JANUARY 1 TO DECEM	IBER 31		
<b>Diversion Means:</b>	WELL			
Period of Use:	JANUARY 1 TO DECEM	BER 31		
Place of Use:				
ID <u>Acres</u>	Govt Lot Qtr Se	<u>c Sec Twp</u>	<u>Rge</u> <u>County</u>	
1	SWS	E 29 19N	36E GARFIELD	

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING 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:	40D 125242-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318			
<b>Priority Date:</b>	JULY 1, 1967			
Type of Historical Right	FILED			
Purpose(use):	STOCK			
Flow Rate:	8.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and I	Ieans of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENE2919N36EGARFIELD			
	JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>			
1	NWSENE 29 19N 36E GARFIELD			

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING 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:	40D 125243-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318			
Priority Date:	JULY 15, 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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SMOKEY BUTTE CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSW2019N36EGARFIELD			
*Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

AUGUST 19, 2020 40D 125243-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESWSW 36E GARFIELD 19N 20 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SESWSW 20 36E GARFIELD 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40D 125244-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318			
Priority Date:	JULY 15, 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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SMOKEY BUTTE CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNESW2019N36EGARFIELD			
*Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

AUGUST 19, 2020 40D 125244-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County **SWNESW** 36E GARFIELD 19N 20 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESW 20 36E GARFIELD 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40D 12524	5-00 STAT	EMENT	OF CLA	MM	
	Version:	2 REEXAM	IINED			
		Status:	ACTIVE			
Owners:	6M RANCH 45 N FOUR BRUSETT,	CORNERS F	RD			
Priority Date:	JULY 1, 194	JULY 1, 1948				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM	<b>M RESERVOI</b>	R. THE	FLOW I	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKWA ANIMAL UN	TERING PUR NIT. ANIMAL I	POSES	S AT THE	E RAT E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED	TRIBUTARY	OF SN	IOKEY B	UTTE	CREEK
Source Type:	SURF	ACE WATER				
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Se</u> NWNWNE		<u>Twp</u> 19N		<u>County</u> GARFIELD
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM					
	THE PERIC CLAIM.	DD OF DIVER	SION H	IAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS

AUGUST 19, 2020 40D 125245-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWNE 36E GARFIELD 26 19N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 26 36E GARFIELD NWNE 19N 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125246-0	00 STATE	MENT	OF CL/	AIM	
	Version: 2	REEXAMII	NED			
	St	atus: A	CTIVE			
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318					
<b>Priority Date:</b>	JUNE 1, 1968					
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
Flow Rate:	3.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NWNWNE	<u>Sec</u> 18	<u>Twp</u> 20N		<u>County</u> GARFIELD
Period of Diversion	1: JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 T	O DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		NWNE	18	20N	35E	GARFIELD

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125247-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318			
<b>Priority Date:</b>	JULY 1, 1931			
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNW 20 20N 35E GARFIELD			
Period of Diversion	n: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>			
1	NWNW 20 20N 35E GARFIELD			

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Water Right Number:	40D 125248-00 STATEMENT OF CLAIM						
	Version:	2 REEXAMINED					
		Status: ACTIVE					
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318						
Priority Date:	NOVEMBE	R 15, 1971					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FF RESERVOIR. THE FLOW RATE IS LIMITED TO THE MININ ISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED	TRIBUTARY OF SMOKEY BUTTE CREEK					
Source Type:	SURF	ACE WATER					
Point of Diversion and M	Aeans of Dive	rsion:					
<u>ID</u> 1	Govt Lot	<u>Otr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
•		SWNESW 29 19N 36E GARFIELD					
*Period of Diversion Diversion Means:	PIT	1 TO DECEMBER 31					
Diversion means.		D OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FC					
	CLAIM.	OF DIVERSION HAS BEEN STANDARDIZED BY DINKE FC					

AUGUST 19, 2020 40D 125248-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County **SWNESW** 36E GARFIELD 29 19N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 29 36E GARFIELD NESW 19N 

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Water Right Number:	40D 125249-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318					
Priority Date:	JULY 1, 1927					
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNE 26 19N 36E GARFIELD					
Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
1	NWNWNE 26 19N 36E GARFIELD					

**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:	40D 125250-00 STATEMENT OF CLAIM						
	Version:	2 REEXAMI	NED				
		Status: A	CTIVE				
Owners:	45 N FOUR	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318					
<b>Priority Date:</b>	OCTOBER	1, 1884					
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
Flow Rate:							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SPRING, U	NNAMED TRI	BUTAF	RY OF S	SMOKI	EY BUTTE CREEK	
Source Type:	GROL	JNDWATER					
Point of Diversion and I	Means of Dive	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNE	<u>Sec</u> 26	<u>Twp</u> 19N		<u>County</u> GARFIELD	
Period of Diversion		1 TO DECEME	ER 31				
<b>Diversion Means:</b>	FLOWING						
Period of Use:	JANUARY	1 TO DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>	
1		NWNWNE	26	19N	36E	GARFIELD	

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125251-00 STATEMENT OF CLAIM								
	Version:	Version: 2 REEXAMINED							
		Status: A	CTIVE						
Owners:	45 N FOUR	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318							
Priority Date:	JUNE 20, <sup>2</sup>	1941							
Type of Historical Right	: FILED								
Purpose(use):	STOCK								
*Flow Rate:	ONSTREA	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	BUTTE CF	REEK							
Source Type:	SUR	ACE WATER							
Point of Diversion and Means of Diversion:									
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSW	<u>Sec</u> 17	<u>Twp</u> 20N		<u>County</u> GARFIELD			
*Period of Diversion		1 TO DECEME	3ER 31						
<b>Diversion Means:</b>	DAM								
	THE PERI CLAIM.	OD OF DIVERS	SION H	IAS BEE	N STA	ANDARDIZED BY DNRC FOR THIS			

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**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NWSWSW 20N 35E GARFIELD 17 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWSW 17 20N 35E GARFIELD 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125252-	00 STATE	MENT	OF CL	AIM	
	Version: 2	REEXAMI	NED			
	Si	tatus: A	CTIVE			
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318					
<b>Priority Date:</b>	JUNE 13, 196	8				
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
Flow Rate:	1.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNI	NAMED TRI	BUTAI	ry of e	BUTTE	CREEK
Source Type:	GROUN	DWATER				
Point of Diversion and I	Means of Divers	ion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENE	<u>Sec</u> 18	<u>Twp</u> 20N		<u>County</u> GARFIELD
Period of Diversion			ER 31			
<b>Diversion Means:</b>	DEVELOPED					
Period of Use:	JANUARY 1 1	O DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NENE	18	20N	35E	GARFIELD

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125253-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318						
Priority Date:	JUNE 20, 1941						
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	BUTTE CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE1820N35EGARFIELD						
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31						
Divorcion Mooner							

**Diversion Means:** DAM

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*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NESESE	<u>Sec</u> 18	<u>Twp</u> 20N	<u>Rge</u> 35E	<u>County</u> GARFIELD
Diversion to Ro Dam Height: Depth:	8	ERSION # 1 .00 FEET .00 FEET	1			
Surface Area:	0	.60 ACRES	S			
Capacity:	1	.20 ACRE-	FEET			
	THE CAPACIT BEEN ESTIMA			MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	D DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SESE	18	20N	35E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125253-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125254-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318						
Priority Date:	JUNE 25, 1931						
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	BUTTS COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSW 32 20N 35E GARFIELD						
*Period of Diversion	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						

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\*Reservoir

ONSTREAM

*K	eservoir: C						
		Govt Lot	<u>Qtr Sec</u> NENWSW	<u>Sec</u> 32	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to	Reservoir: DI	VERSION # 1	l			
	Dam Height	:	8.00 FEET				
	Depth:		5.00 FEET				
	Surface Are	a:	0.46 ACRES	S			
	Capacity:		0.92 ACRE-	FEET			
		THE CAPACI BEEN ESTIM	,	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period o	of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of	f Use:						
ID	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			NENWSW	32	20N	35E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125254-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125255-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318						
Priority Date:	JULY 20, 1945						
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	SMOKEY BUTTE CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE1720N35EGARFIELD						
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						

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*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NESESE	<u>Sec</u> 17	<u>Twp</u> 20N		<u>County</u> GARFIELD
Diversion to R	eservoir: DIVE	RSION # <sup>·</sup>	1			
Dam Height:	10.	00 FEET				
Depth:	7.	00 FEET				
Surface Area:	3.	00 ACRE	S			
Capacity:	8.4	40 ACRE-	FEET			
	THE CAPACITY BEEN ESTIMAT	,		MAXIMI	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TC	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SESE	17	20N	35E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125255-00 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:	40D 125256-00 STATEMENT OF CLAIM						
	Version: 2	REEXAMII	NED				
	Si	tatus: A	CTIVE				
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318						
<b>Priority Date:</b>	MARCH 22, 1	972					
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWA	TER					
Source Type:	GROUN	DWATER					
Point of Diversion and I	Means of Divers	ion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 29	<u>Twp</u> 20N		<u>County</u> GARFIELD	
Period of Diversior		TO DECEMB	ER 31				
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 T	O DECEMB	ER 31				
Place of Use:							
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1		NENWNW	29	20N	35E	GARFIELD	

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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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:	40D 125257-0	0 STATE	MENT	OF CL/	AIM	
	Version: 2 -	- REEXAMI	NED			
	St	atus: A	CTIVE			
Owners:	6M RANCH IN 45 N FOUR CO BRUSETT, MI	ORNERS RE	D			
<b>Priority Date:</b>	MARCH 1, 196	61				
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
Flow Rate:	7.00 GPM					
*Volume:	STOCKWATE ANIMAL UNIT	RING PURP ANIMAL UI		S AT THI SHALL E	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUNDWA	ΓER				
Source Type:	GROUNI	OWATER				
Point of Diversion and I	Means of Diversi	o <b>n:</b>				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NESESE	<u>Sec</u> 31	<u>Twp</u> 20N		<u>County</u> GARFIELD
Period of Diversion		O DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 T	O DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SESE	31	20N	35E	GARFIELD

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 1252	58-00 STATE	40D 125258-00 STATEMENT OF CLAIM					
	Version:	2 REEXAMI	NED					
		Status: A	CTIVE					
Owners:	6M RANCH 45 N FOUF BRUSETT,	R CORNERS RE	)					
Priority Date:	JUNE 29, 2	1959						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	10.00 GPN	1						
Volume:	3.00 AC-F	г						
Households:	1							
Maximum Acres:	1.00							
Source Name:	GROUNDWATER							
Source Type:	GRO	UNDWATER						
Point of Diversion and N	leans of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNW	<u>Sec</u> 20	<u>Тwp</u> 19N		<u>County</u> GARFIELD		
Period of Diversion		1 TO DECEMB	ER 31					
Diversion Means:	WELL							
Period of Use:	JANUARY	1 TO DECEMB	ER 31					
Place of Use:			a	m	Ð	<b>a</b> .		
ID <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		County		
1 1.00		NWNW	20	19N	34E	GARFIELD		
Total: 1.00								

AUGUST 19, 2020 40D 125258-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125236-00 125258-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125259-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
		Status:	ACTIVE	E		
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318					
Priority Date:	OCTOBER	15, 1917				
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATIC	N				
Irrigation Type:	FLOOD					
*Flow Rate:		C FLOW RAT M RESERVO	-	NOT BE	EN DE	CREED FOR THIS USE FROM THIS
Volume:	456.00 AC	-FT				
Climatic Area: 1 - HIGH						
Maximum Acres:	123.00					
Source Name:	LESTER J	AY CREEK				
Source Type:	SURF	FACE WATER	1			
Point of Diversion and N	Aeans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Se</u> SENES		<u>Twp</u> 20N		<u>County</u> GARFIELD
*Period of Diversion Diversion Means:	: JANUARY DAM	1 TO DECEN	IBER 31			
2		NWSWSV	V 32	20N	35E	GARFIELD
Period of Diversion Diversion Means:	: JANUARY DAM	1 TO DECEN	1BER 31			

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**\*Reservoir:** ONSTREAM

<u>Govt I</u>	Lot (	<u>)tr Sec</u>	Sec	<u>Twp</u>	Rge	<u>County</u>
	SE	NESE	36	20N	34E	GARFIELD
<b>Diversion to Reservoir:</b>	DIVERS	ION # 1				
Dam Height:	11.00	FEET				
Depth:	8.00	FEET				
Surface Area:	1.94	ACRES	5			
Capacity:	6.20	ACRE-I	FEET			

\*Reservoir: ONSTREAM

	Govt Lot Qti	<u>Sec</u> <u>Sec</u>	<u>Twp</u> <u>Rge</u>	<u>County</u>
	NWSW	SW 32	20N 35E	GARFIELD
<b>Diversion to Rese</b>	rvoir: DIVERSIC	N # 2		
Dam Height:	10.00 Fl	EET		
Depth:	7.00 F	EET		
Surface Area:	3.21 A	CRES		
Capacity:	8.99 A	CRE-FEET		
B T	EEN ESTIMATED B	Y DNRC. T OF DIVER	SION NO. 2	EPTH, AND SURFACE AREA HAVE
0				NII.

**Period of Use:** 

JANUARY 1 TO DECEMBER 31

#### Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	22.00		NWSW	31	20N	35E	GARFIELD
2	16.00		NESW	31	20N	35E	GARFIELD
3	5.00		NWSE	31	20N	35E	GARFIELD
4	10.00		SWSE	31	20N	35E	GARFIELD
5	14.00		SESE	31	20N	35E	GARFIELD
6	21.00		SWSW	32	20N	35E	GARFIELD
7	32.00		SESW	32	20N	35E	GARFIELD
8	3.00		NESE	31	20N	35E	GARFIELD
Total:	123.00						

#### 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.

#### 125259-00 153012-00

IMPLIED CLAIM NO. 40D 210652-00 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. AUGUST 19, 2020 40D 125259-00

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 30.02 TIMES THE CAPACITY OF THE RESERVOIR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 12526	0-00 STATE	MENT	OF CL/	AIM	
	Version:	2 REEXAMIN	NED			
		Status: A	CTIVE	E		
Owners:	6M RANCH 45 N FOUF BRUSETT,	CORNERS RE	)			
Priority Date:	JULY 1, 19	48				
Type of Historical Right	: USE					
Purpose(use):	IRRIGATIC	N				
Irrigation Type:	WATER SF	PREADING				
*Flow Rate:		C FLOW RATE				CREED BECAUSE THIS USE ADING.
Volume:	18.40 AC-F	т				
Climatic Area	: 1 - HIGH					
Maximum Acres:	8.00					
Source Name:	UNNAMED	TRIBUTARY C	OF SM	IOKEY E	BUTTE	CREEK
Source Type:	SURF	ACE WATER				
Point of Diversion and M	Aeans of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWNE	<u>Sec</u> 26	<u>Тwp</u> 19N		<u>County</u> GARFIELD
Period of Diversion			15			
<b>Diversion Means:</b>	DIVERSIO					
Period of Use:	APRIL 15 1	O OCTOBER 1	5			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1 8.00		SWNE	26	19N	36E	GARFIELD

I lace of Use.	Place	of	Use:
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<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
Total:	8.00							

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125262-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	6M RANCH INC 45 N FOUR CORNERS RD BRUSETT, MT 59318
Priority Date:	OCTOBER 15, 1917
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	40.25 AC-FT
Climatic Area:	: 1 - HIGH
Maximum Acres:	17.50
*Source Name:	UNNAMED TRIBUTARY OF BUTTS COULEE
Source Type:	SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge County</u>
•	NENWNW 29 20N 35E GARFIELD
	: APRIL 15 TO OCTOBER 15
Diversion Means:	
Period of Use:	APRIL 15 TO OCTOBER 15

Place of U	J <b>se:</b>						
ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	1.50		NWNW	29	20N	35E	GARFIELD
2	3.50		NENW	29	20N	35E	GARFIELD
3	2.50		SENW	29	20N	35E	GARFIELD
4	2.30		SWNE	29	20N	35E	GARFIELD
5	3.20		NWSE	29	20N	35E	GARFIELD
6	2.10		NESE	29	20N	35E	GARFIELD
7	2.40		SESE	29	20N	35E	GARFIELD
Total:	17.50						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 12526	<b>3-00</b> STATE	MENT	OF CL	MIA	
	Version:	2 REEXAM	NED			
		Status: A	ACTIVE			
Owners:	6M RANCH 45 N FOUR BRUSETT,	CORNERS R	D			
Priority Date:	JULY 15, 19	964				
Type of Historical Right:	USE					
Purpose(use):	IRRIGATIO	N				
Irrigation Type:	WATER SP	READING				
*Flow Rate:		C FLOW RATE OF DIRECT F	-	-		CREED BECAUSE THIS USE ADING.
Volume:	379.27 AC-	FT				
Climatic Area:	1 - HIGH					
Maximum Acres:	164.90					
Source Name:	SMOKEY B	UTTE CREEK				
Source Type:	SURF	ACE WATER				
*Point of Diversion and M	Ieans of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENE		<u>Тwp</u> 19N		<u>County</u> GARFIELD
Period of Diversion	-		15			
Diversion Means:	DIVERSIO		4-	(0)	00 <b>-</b>	
2 Period of Diversion				19N	36E	GARFIELD
Diversion Means:	DIVERSIO		10			
Period of Use:		O OCTOBER	15			

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Place of U	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	4.00		SWSW	17	19N	36E	GARFIELD
2	22.50		NWNW	20	19N	36E	GARFIELD
3	5.90		NENW	20	19N	36E	GARFIELD
4	29.30		SENW	20	19N	36E	GARFIELD
5	18.70		SWNW	20	19N	36E	GARFIELD
6	3.00		NWSW	20	19N	36E	GARFIELD
7	28.30		NESW	20	19N	36E	GARFIELD
8	7.30		SESW	20	19N	36E	GARFIELD
9	3.90		NWSE	20	19N	36E	GARFIELD
10	16.60		SWSE	20	19N	36E	GARFIELD
11	8.80		NENE	19	19N	36E	GARFIELD
12	16.60		SENE	19	19N	36E	GARFIELD
Total:	164.90						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THIS CLAIM APPEARS TO DIVERT WATER FROM TWO SEPARATE SOURCES. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125263-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125264-00 STAT	EMENT OF CLAIM				
	Version: 3 REEXAM	lined				
	Status:	ACTIVE				
Owners:	RUBY E SCHMIDT 14 JOYCE DR MISSOULA, MT 59801					
Priority Date:	DECEMBER 19, 1958					
Type of Historical Right: USE						
Purpose(use):	STOCK					
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY	Ó OF VAIL CREEK				
Source Type:	SURFACE WATER					
Point of Diversion and <u>ID</u> 1 *Period of Diversion	Means of Diversion: <u>Govt Lot</u> <u>Qtr Se</u> NENWNW : JANUARY 1 TO DECEM	7 36 20N 36E GARFIELD				
Diversion Means:	DAM					
Reservoir: ON	STREAM					
	<u>Govt Lot</u> <u>Qtr Se</u> NENWNW					
Diversion to Reservoir: DIVERSION # 1						
Period of Use:						

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NENWNW	36	20N	36E	GARFIELD
2			NWNWNW	36	20N	36E	GARFIELD
3			SESWSW	25	20N	36E	GARFIELD

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 125265-	00 STATE	MENT	OF CLA	MM	
	Version: 3	REEXAMI	NED			
	S	tatus: A	CTIVE			
Owners:	RUBY E SCH 14 JOYCE DI MISSOULA, I	२				
Priority Date:	JUNE 19, 193	37				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	NO FLOW RA		EN DEC	CREED	FOR	THIS USE FROM THIS ONSTREAM
*Volume:	STOCKWATE ANIMAL UNI	ERING PURF F. ANIMAL U	POSES . NITS SH	AT THE HALL B	E RAT	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	BUTTE CREE	ΞK				
Source Type:	SURFA	CE WATER				
Point of Diversion and	Means of Divers	ion:				
$\underline{ID}$	Govt Lot	<u>Qtr Sec</u>	-	Twp		County
1 *Period of Diversion Diversion Means:	: JANUARY 1 DAM	NWSESW TO DECEMB	18 SER 31	20N	35E	GARFIELD
Reservoir: ON	STREAM					
	Govt Lot	<u>Qtr Sec</u> NWSESW	<u>Sec</u> 18	<u>Twp</u> 20N	<u>Rge</u> 35E	<u>County</u> GARFIELD
Diversion to R	eservoir: DI	VERSION #	1			
Period of Use:						

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NWSESW	18	20N	35E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 125272-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	RUBY E SCHMIDT 14 JOYCE DR MISSOULA, MT 59801
Priority Date:	DECEMBER 31, 1930
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF VAIL CREEK
Source Type:	SURFACE WATER
Point of Diversion and <u>ID</u> 1 *Period of Diversion Diversion Means:	Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWSE 25 20N 36E GARFIELD n: JANUARY 1 TO DECEMBER 31 DAM
Reservoir: ON	ISTREAM
	Govt LotQtr SecSecTwpRgeCountySWNWSE2520N36EGARFIELD
Diversion to R	Reservoir: DIVERSION # 1
Period of Use:	

AUGUST 19, 2020 40D 125272-00 Page 2 of 2

### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			SWNWSE	25	20N	36E	GARFIELD
2			SENWSE	25	20N	36E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40D 125273-00	STATEMENT	OF CLAIM			
	Version: 3	REEXAMINED				
	Stat	us: ACTIVE	Ξ			
Owners:	RUBY E SCHMI 14 JOYCE DR MISSOULA, MT					
Priority Date:	DECEMBER 31	, 1957				
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	NO FLOW RATI RESERVOIR.	E HAS BEEN DE	ECREED FOR	THIS USE FROM THIS ONSTREAM		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRI	BUTARY OF VA	AL CREEK			
Source Type:	SURFACE	WATER				
Point of Diversion and	Means of Diversion	1:				
<u>ID</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>		County		
1 *Period of Diversion Diversion Means:	a: JANUARY 1 TC DAM	NENESE 35 DECEMBER 3 <sup>°</sup>		GARFIELD		
Reservoir: ON	STREAM					
	Govt Lot	Qtr SecSecNENESE35	<u>Twp</u> <u>Rge</u> 20N 36E	<u>County</u> GARFIELD		
Diversion to R	Reservoir: DIVE	RSION # 1				
Period of Use:						

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NENESE	35	20N	36E GARFIELD

#### Remarks:

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Water Right Number:	40D 125274-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	RUBY E SCHMIDT 14 JOYCE DR MISSOULA, MT 59801
Priority Date:	DECEMBER 31, 1944
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF VAIL CREEK
Source Type:	SURFACE WATER
Point of Diversion and <u>ID</u> 1 *Period of Diversion Diversion Means:	Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESENW 2 19N 36E GARFIELD : JANUARY 1 TO DECEMBER 31 DAM
Reservoir: ON	STREAM
	Govt LotQtr SecSecTwpRgeCountySESENW219N36EGARFIELD
Diversion to R	eservoir: DIVERSION # 1
Period of Use:	

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SESENW	2	19N	36E	GARFIELD
2			NESENW	2	19N	36E	GARFIELD

#### **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 PREPARATION OF THIS PRELIMINARY DECREE AND 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:	40D 125275-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	RUBY E SCHMIDT 14 JOYCE DR MISSOULA, MT 59801					
Priority Date:	DECEMBER 31, 1957					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF VAIL CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and D <u>ID</u> 1 *Period of Diversion Diversion Means:	Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSW 2 19N 36E GARFIELD : JANUARY 1 TO DECEMBER 31 DAM					
Reservoir: ON	STREAM					
	Govt LotQtr SecSecTwpRgeCountySWSWSW219N36EGARFIELD					
Diversion to R	eservoir: DIVERSION # 1					
Period of Use:						

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1			SWSWSW	2	19N	36E	GARFIELD
2			NWNWNW	11	19N	36E	GARFIELD
3			NENENE	10	19N	36E	GARFIELD

### **Remarks:**

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Water Right Number:	40D 125276-	00 STATE	MENT	OF CL/	AIM	
	Version: 3	REEXAMII	NED			
	S	tatus: A	CTIVE			
Owners:	RUBY E SCH 14 JOYCE DF MISSOULA, M	R				
Priority Date:	DECEMBER	31, 1944				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	NO FLOW RA RESERVOIR.	TE HAS BEI	EN DE	CREED	FOR	THIS USE FROM THIS ONSTREAM
*Volume:	STOCKWATE ANIMAL UNIT	RING PURP . ANIMAL UI	OSES	AT TH	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED T	RIBUTARY	OF HA	тсн со	DULEE	E
Source Type:	SURFAC	CE WATER				
Point of Diversion and	Means of Divers	ion:				
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County
1 *Period of Diversior Diversion Means:	I: JANUARY 1 DAM	SESESW TO DECEMB	10 ER 31	19N	36E	GARFIELD
Reservoir: ON	STREAM					
	Govt Lot	<u>Qtr Sec</u> SESESW	<u>Sec</u> 10	<u>Twp</u> 19N	<u>Rge</u> 36E	<u>County</u> GARFIELD
Diversion to R	eservoir: DI	VERSION # <sup>·</sup>	1			
Period of Use:						

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			SESESW	10	19N	36E	GARFIELD
2			NESESW	10	19N	36E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	: 40D 125277-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	RUBY E SCHMIDT 14 JOYCE DR MISSOULA, MT 59801					
<b>Priority Date:</b>	DECEMBER 31, 1915					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE3520N36EGARFIELD					
	: JANUARY 1 TO DECEMBER 31					
Diversion Means:	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
1	NENESE 35 20N 36E GARFIELD					

**Remarks:** 

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Water Right Number:	40D 12527	3-00 STATE	MENT	OF CL	AIM	
	Version:	2 REEXAMIN	NED			
		Status: A	CTIVE			
Owners:	RUBY E SC 14 JOYCE [ MISSOULA,	DR				
Priority Date:	OCTOBER	1, 1963				
Type of Historical Right	t: FILED					
Purpose(use):	STOCK					
Flow Rate:	15.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDW	ATER				
Source Type:	GROU	NDWATER				
Point of Diversion and	Means of Dive	rsion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 2	<u>Twp</u> 19N		<u>County</u> GARFIELD
Period of Diversion		1 TO DECEMB	ER 31			
Diversion Means:	WELL					
Period of Use:	JANUARY	TO DECEMBI	ER 31			
Place of Use:	~		a	-	-	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
1		NWNESW	2	19N	36E	
2		SWSWSE	35	20N	36E	GARFIELD

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125278-00 125279-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40D 125279-00 STATEMENT OF CLAIM							
	Version: 2	REEXAMIN	NED				
	St	tatus: A	CTIVE				
Owners:	RUBY E SCHMIDT 14 JOYCE DR MISSOULA, MT 59801						
Priority Date:	OCTOBER 1, 1963						
Type of Historical Right:	FILED						
Purpose(use):	DOMESTIC						
Flow Rate:	15.00 GPM						
Volume:	1.50 AC-FT						
Households:	1						
Maximum Acres:	0.25						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and N	Ieans of Diversi	ion:					
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 2	<u>Twp</u> 19N		<u>County</u> GARFIELD	
Period of Diversion: Diversion Means:		TO DECEMB	ER 31				
Period of Use:		WELL JANUARY 1 TO DECEMBER 31					
		ODECEMBL	_1\ 01				
Place of Use:	Govt Lot	Otr Soo	See	Twn	Dao	County	
<u>ID Acres</u> 1 0.25	GOAL FOR		<u>Sec</u>	<u>Twp</u>		<u>County</u>	
1 0.25 Total: 0.25		NWNESW	2	19N	30E	GARFIELD	

**Remarks:** 

AUGUST 19, 2020 40D 125279-00 Page 2 of 2

> THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125278-00 125279-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	ber: 40D 125280-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MARY L TAYLOR 1008 S CUSTER MILES CITY, MT 59301			
	VERNON M TAYLOR 1008 S CUSTER MILES CITY, MT 59301			
Priority Date:	DECEMBER 31, 1932			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
Flow Rate:	12.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
•	NWNWSW 13 13N 44E GARFIELD n: JANUARY 1 TO DECEMBER 31			
Diversion Means:	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWNWSW	13	13N	44E GARFIELD

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125280-00 125281-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 125281-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MARY L TAYLOR 1008 S CUSTER MILES CITY, MT 59301					
	VERNON M TAYLOR 1008 S CUSTER MILES CITY, MT 59301					
Priority Date:	DECEMBER 31, 1932					
Type of Historical Right	USE					
Purpose(use):	DOMESTIC					
Flow Rate:	12.00 GPM					
Volume:	1.50 AC-FT					
Households:	1					
Maximum Acres:	1.00					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and N	Aeans of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW1313N44EGARFIELD					
	: JANUARY 1 TO DECEMBER 31					
	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	1.00		NWNWSW	13	13N	44E GARFIELD
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.

125280-00 125281-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 125282-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SHARON RHODES BALDWING HEALTHCARE CENTER 1223 ORCHARD LN BALDWIN CITY, KS 66006				
	JANNICE BARLAND 9207 WESTBROOKE OVERLAND PARK, KS 66214 2135				
	ROBERT_RHODES 2059 BEACHWOOD DR FERNANDINA BEACH, FL 32034				
Priority Date:	JUNE 30, 1957				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	4.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW3517N40EGARFIELD				
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 WELL				

AUGUST 19, 2020 40D 125282-00

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1			SESESW	35	17N	40E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125283-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	JANNICE BARLAND 9207 WESTBROOKE OVERLAND PARK, KS 66214 2135					
	ROBERT_RHODES 2059 BEACHWOOD DR FERNANDINA BEACH, FL 32034					
	SHARON RHODES BALDWING HEALTHCARE CENTER 1223 ORCHARD LN BALDWIN CITY, KS 66006					
Priority Date:	DECEMBER 31, 1940					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF LANGS FORK CREEK					
Source Type:	SURFACE WATER					

AUGUST 19, 2020 40D 125283-00 Page 2 of 3

Point of Diversion and Means of Diversion:							
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 35	<u>Twp</u> 17N		<u>County</u> GARFIELD
	od of Diversion ersion Means:	: JANUARY 1 DAM	TO DECEMB	ER 31			
*Res	servoir: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 35	<u>Twp</u> 17N	<u>Rge</u> 40E	<u>County</u> GARFIELD
	Diversion to Reservoir: DIVERSION # 1						
	Dam Height:		8.00 FEET				
	Depth:		5.00 FEET				
	Surface Area:		0.68 ACRES	3			
	Capacity:		1.36 ACRE-	FEET			
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						
Period of	Use:	APRIL 1 TO (	OCTOBER 31				
Place of U	Use:						
ID	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			NWNESW	35	17N	40E	GARFIELD
Domorko	-						

#### 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.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125283-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125284-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1955							
Type of Historical Right: USE								
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
$\frac{ID}{1}$	$\frac{\text{Govt Lot}}{\text{NENESE}}  \frac{\text{Qtr Sec}}{27}  \frac{\text{Sec}}{21\text{N}}  \frac{\text{Rge}}{40\text{E}}  \frac{\text{County}}{\text{GARFIELD}}$							

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservo	ir: ON	STREAM Reservoir Name: SCORIO DAM						
		<u>Govt Lot</u>	-	<u>Qtr Sec</u> ENESE	<u>Sec</u> 27	<u>Twp</u> 21N	<u>Rge</u> 40E	<u>County</u> GARFIELD
Dam Dept Surf	Height:	Reservoir:	23.00 20.50 27.24		6			
-		COUNTY.	RESER	/OIR W				C 27 TWP 21N RGE 40E GARFIELD CLAIM FILE FOR ADDITIONAL
Period of Use:		JANUARY	1 TO DI	ECEMB	ER 31			
Place of Use: <u>ID</u> 1	<u>Acres</u>	<u>Govt Lot</u>	9	<u>Qtr Sec</u> NESE	<u>Sec</u> 27	<u>Twp</u> 21N	<u>Rge</u> 40E	<u>County</u> GARFIELD

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **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:	40D 125285-00	STATEN	/ENT	OF CLA	MIA			
	Version: 2 REEXAMINED							
	Status	s: AC	CTIVE					
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337							
<b>Priority Date:</b>	JULY 1, 1915	JULY 1, 1915						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
Flow Rate:	10.00 GPM							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and I	Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> SE	<u>Qtr Sec</u> NWNW	<u>Sec</u> 2	<u>Twp</u> 18N		<u>County</u> GARFIELD		
Period of Diversion: JANUARY 1 TO DECEMBER 31								
Diversion Means: WELL								
Period of Use:	eriod of Use: JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>		
1	SE	NWNW	2	18N	40E	GARFIELD		

**Remarks:** 

AUGUST 19, 2020 40D 125285-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125285-00 125311-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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:	40D 125286-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337						
<b>Priority Date:</b>	JULY 1, 1942						
Type of Historical Right	USE						
Purpose(use):	STOCK						
Flow Rate:	5.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountNESWSW3519N40EGARF						
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversion Means: WELL							
Period of Use:	Se: JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>Count</u>	<u>y</u>					
1	NESWSW 35 19N 40E GARF	IELD					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING 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:	40D 125287-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337						
Priority Date:	JULY 1, 1943						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty4SWNWNW120N40EGARFIELD						

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ON	ONSTREAM Reservoir Name: TWO TWENTY DAM						
	<u>Govt Lot</u> 4	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 1	<u>Twp</u> 20N		<u>County</u> GARFIELD	
Diversion to I Dam Height: Depth: Surface Area Capacity:		VERSION # 1 9.00 FEET 5.00 FEET 1.05 ACRES 2.10 ACRE-I					
	RESERVOIR	DATA.		HEET IN	I THE	CLAIM FILE FOR ADDITIONAL	
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use: <u>ID</u> <u>Acres</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNW	<u>Sec</u> 1	<u>Twp</u> 20N		<u>County</u> GARFIELD	

#### **Remarks:**

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125287-00 125308-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

RESERVOIR RECORD AND POINT OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125287-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125288-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337
Priority Date:	APRIL 15, 1911
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	BIG DRY CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyW2SE3519N40EGARFIELD
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	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			W2SE	35	19N	40E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND PLACE OF USE WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125289-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	DONOVAN-O BERG TRUST ALLAN OBERG & LINDA DONOVAN TRUSTEES 1136 WESTWOOD DR SAN JOSE, CA 95125 3731
	ERIC D OBERG 433 WEST RINCON AVE, UNIT E CAMPBELL, CA 95008 2820
Priority Date:	OCTOBER 1, 1947
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	PASS CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWSW 7 21N 40E GARFIELD
•	I JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

*Reservoir:	ONSTREAM				
	Govt Lot	<u>Qtr Sec</u> NESWSW	<u>Sec</u> 7	<u>Twp</u> 21N	<u>Rge</u> <u>County</u> 40E GARFIELD
Diversion	to Reservoir: DI	VERSION # 1			
Dam Heig	ht:	9.90 FEET			
Depth:		6.90 FEET			
Capacity:	1	9.32 ACRE-F	FEET		
	SEE THE RES RESERVOIR		RKSHI	EET IN	THE CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1 1	O DECEMBE	R 31		
Place of Use:					
<u>ID</u> <u>Acre</u>	<u>s</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		SWSW	7	21N	40E GARFIELD

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 12529	0-00 STATE	MENT	OF CL	AIM	
	Version:	3 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	COLDWEL 2198 HAXE JORDAN, M	BY RD				
Priority Date:	JULY 1, 19	57				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	15.00 GPM					
*Volume:	STOCKWA ANIMAL UN	TERING PURF	POSES NITS S	S AT TH SHALL E	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUNDV	VATER				
Source Type:	GROL	JNDWATER				
Point of Diversion and I	Means of Dive	ersion:				
ID 1 Period of Diversion	Govt Lot	<u>Qtr Sec</u> NENWSW	17	<u>Twp</u> 21N		<u>County</u> GARFIELD
Diversion Means:	WELL					
Period of Use:	JANUARY	1 TO DECEMB	ER 31			
Place of Use:						
ID Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
<u> </u>		NWSW	17	21N		GARFIELD
2		SWNW	17	21N	40E	GARFIELD

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125291-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337	
Priority Date:	OCTOBER 1, 1933	
Type of Historical Right	USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MIN AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE	IMUM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE O CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS SOURCE.	DAY PER CARRYING
Source Name:	UNNAMED TRIBUTARY OF PASS CREEK, NORTH FORK	
Source Type:	SURFACE WATER	
*Point of Diversion and I	Ieans of Diversion:	
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNW821N40EGARFIELD	

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: O	NSTREAM	TREAM Reservoir Name: JUG DAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 8	<u>Twp</u> 21N		<u>County</u> GARFIELD	
<b>Diversion to</b>	Reservoir:	DIVERSION # 1					
Dam Height:		8.00 FEET					
Depth:		5.00 FEET					
Surface Area	:	0.30 ACRES	6				
Capacity:		0.60 ACRE-	FEET				
	COUNTY.	ESERVOIR WO				C 8 TWP 21N RGE 40E GARFIELD	
Period of Use:	JANUARY	1 TO DECEMBE	ER 31				
Place of Use: ID <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1		NWNW	8	21N	40E	GARFIELD	

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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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:	40D 125292-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337				
Priority Date:	OCTOBER 1, 1958				
Type of Historical Right	USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF PASS CREEK, NORTH FORK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County   NWNWNW 8 21N 40E GARFIELD				

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: (	ONSTREAM	Reservoir Nam	e: NE	W JUG	DAM	
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNW	<u>Sec</u> 8	<u>Twp</u> 21N	<u>Rge</u> 40E	
Diversion to	o Reservoir:	DIVERSION # 1				
Dam Heigh	t:	16.00 FEET				
Depth:		13.00 FEET				
Surface Are	ea:	0.60 ACRES	3			
Capacity:		3.12 ACRE-	FEET			
	SEE THE F RESERVO		ORKS	HEET II	N THE	CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NWNW	8	21N	40E	GARFIELD
2		NENE	7	21N	40E	GARFIELD
3		SESE	6	21N	40E	GARFIELD

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **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:	40D 125293-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337			
Priority Date:	OCTOBER 1, 1958			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF PASS CREEK, NORTH FORK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESW521N40EGARFIELD			
*Dominal of Dimonstan				

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ON	ISTREAM Res	ervoir Nam	e: PIF	PE DAM		
	Govt Lot	<u>Qtr Sec</u> SWSESW	<u>Sec</u> 5	<u>Twp</u> 21N	<u>Rge</u> 40E	<u>County</u> GARFIELD
Diversion to F	Reservoir: DIV	ERSION # 1	l			
Dam Height:	16.	20 FEET				
Depth:	13.	20 FEET				
Surface Area:	10.	00 ACRES	5			
Capacity:	52.	80 ACRE-	FEET			
	SEE THE RESI RESERVOIR D		ORKS	HEET IN	N THE	CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		SESW	5	21N	40E	GARFIELD

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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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:	40D 125294-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337
Priority Date:	OCTOBER 1, 1958
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PASS CREEK, NORTH FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENE621N40EGARFIELD

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: C	NSTREAM	TREAM Reservoir Name: DEAD TREE DAM						
	<u>Govt Lot</u>	<u>Qtr Sec</u> NESENE	<u>Sec</u> 6	<u>Twp</u> 21N		<u>County</u> GARFIELD		
Diversion to	Reservoir: D	IVERSION # 1						
Dam Height	:	11.00 FEET						
Depth:		9.00 FEET						
Surface Are	a:	1.95 ACRES	5					
Capacity:		7.02 ACRE-	FEET					
	SEE THE RE RESERVOIR		ORKSI	HEET IN	N THE	CLAIM FILE FOR ADDITIONAL		
Period of Use:	JANUARY 1	TO DECEMBE	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1		SENE	6	21N	40E	GARFIELD		

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 12529	<b>5-00</b> STATE	MENT	OFCL	AIM		
	Version:	2 REEXAMI	NED				
		Status: A	CTIVE	Ξ			
Owners:	COLDWEL 2198 HAXE JORDAN, I	BY RD					
<b>Priority Date:</b>	OCTOBER	1, 1884					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SPRING, L	JNNAMED TRI	BUTA	RY OF \	NOOD	YCREEK	
Source Type:	GRO	JNDWATER					
Point of Diversion and I	Means of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENE	<u>Sec</u> 28	<u>Twp</u> 21N	<u>Rge</u> 40E	<u>County</u> GARFIELD	
Period of Diversion			3ER 31				
<b>Diversion Means:</b>	FLOWING						
Period of Use:	JANUARY	1 TO DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
1		NENENE	28	21N	40E	GARFIELD	

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125296-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337
Priority Date:	JULY 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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County
1 *D	NESENE 34 21N 40E GARFIELD

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ON	STREAM Reservoir Name: RESERVE DAM						
	Govt Lot	<u>Qtr Sec</u> NESENE	<u>Sec</u> 34	<u>Twp</u> 21N		<u>County</u> GARFIELD	
Diversion to R	<b>Reservoir:</b> DIV	ERSION # <sup>·</sup>					
Dam Height:	10	00 FEET					
Depth:	6	00 FEET					
Surface Area:	4	97 ACRES	5				
Capacity:	11.	93 ACRE-	FEET				
	SEE THE RES RESERVOIR D		ORKS	HEET II	N THE	CLAIM FILE FOR ADDITIONAL	
Period of Use:	JANUARY 1 TO	DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1		SENE	34	21N	40E	GARFIELD	

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125297-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337						
<b>Priority Date:</b>	APRIL 12, 1982						
Type of Historical Right	USE						
Purpose(use):	STOCK						
Flow Rate:	15.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	leans of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENW2921N40EGARFIELD						
	JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
1	NESENW 29 21N 40E GARFIELD						

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125298-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337
<b>Priority Date:</b>	JULY 1, 1959
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	SENESW 22 21N 40E GARFIELD

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ON	STREAM I	TREAM Reservoir Name: TOM AND DAN DAM						
	<u>Govt Lot</u>	<u>Qtr Sec</u> SENESW	<u>Sec</u> 22	<u>Twp</u> 21N		<u>County</u> GARFIELD		
Diversion to R Dam Height:		IVERSION # 1 20.00 FEET						
Depth:		16.00 FEET						
Surface Area:		2.86 ACRES						
Capacity:		18.30 ACRE-I	FEET					
	SEE THE RE RESERVOIR		ORKSI	HEET IN	I THE	CLAIM FILE FOR ADDITIONAL		
Period of Use:	JANUARY 1	TO DECEMBE	R 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1		NESW	22	21N	40E	GARFIELD		

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS 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:	40D 12529	9-00 STATE	MENT	OF CL	AIM			
	Version:	2 REEXAMI	NED					
		Status: A	CTIVE					
Owners:	COLDWEL 2198 HAXB JORDAN, N	SY RD						
<b>Priority Date:</b>	OCTOBER	1, 1889						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
Flow Rate:								
*Volume:	STOCKWA ANIMAL UN	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SPRING, U	NNAMED TRI	BUTAI	RY OF N	NOOD	YCREEK		
Source Type:	GROL	JNDWATER						
Point of Diversion and I	Means of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWSW	<u>Sec</u> 22	<u>Twp</u> 21N	<u>Rge</u> 40E	<u>County</u> GARFIELD		
Period of Diversion		1 TO DECEMB	ER 31					
<b>Diversion Means:</b>	FLOWING							
Period of Use:	JANUARY	1 TO DECEMB	ER 31					
Place of Use:								
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County		
1		NENWSW	22	21N	40E	GARFIELD		

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40D 125300-00 STATEMENT OF CLAIM						
	Version:	Version: 2 REEXAMINED					
		Status:	ACT	IVE			
Owners:	COLDWEI 2198 HAX JORDAN,						
Priority Date:	OCTOBER	8 1, 1942					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	M RESER	VOIR. 1	THE FL	OW F	RATE	CREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKW/ ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	PASS CRI	EEK, NORT	TH FOR	K			
Source Type:	SUR	FACE WAT	ER				
Point of Diversion and N	<b>Means of Div</b>	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtı</u> SWSW			<u>wp</u> 1N	<u>Rge</u> 40E	<u>County</u> GARFIELD
*Period of Diversion	: JANUARY	1 TO DEC	EMBEF	R 31			
<b>Diversion Means:</b>	DAM						
	THE PERI CLAIM.	OD OF DI	/ERSIO	N HAS	BEE	N STA	ANDARDIZED BY DNRC FOR THIS

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**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SWSWNW 40E GARFIELD 21N 17 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 40E GARFIELD SWSWNW 17 21N 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 PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 125301-00 STATEMENT OF CLAIM						
	Version:	2 REE	KAMINE	ED			
		Status:	AC	TIVE			
Owners:	COLDWEL 2198 HAXI JORDAN,	BY RD	5				
Priority Date:	OCTOBER	1, 1968					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	M RESER	VOIR.	THE	FLOW I	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKWA ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAME	TRIBUT	ARY OF	F PAS	SS CRE	EK	
Source Type:	SURI	FACE WA	FER				
Point of Diversion and M	<b>Means of Div</b>	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qt</u> SENV		<u>Sec</u> 17	<u>Twp</u> 21N		<u>County</u> GARFIELD
<b>*Period of Diversion</b>	: JANUARY	1 TO DEC	EMBE	R 31			
<b>Diversion Means:</b>	DAM						
	THE PERI CLAIM.	OD OF DI	/ERSIC	DN H	AS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS

AUGUST 19, 2020 40D 125301-00 Page 2 of 2

Reservoi	r: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSW	<u>Sec</u> 17	<u>Twp</u> 21N		<u>County</u> GARFIELD
Diver	sion to Re	eservoir: D	VERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			SENWSW	17	21N	40E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 125302-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337					
Priority Date:	OCTOBER 1, 1942					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF PASS CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENW1721N40EGARFIELD					
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 19, 2020 40D 125302-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** Otr Sec Rge County Sec Twp NENENW 40E GARFIELD 21N 17 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Qtr Sec **Rge** County Acres Sec Twp 1 NENENW 40E GARFIELD 17 21N 2 40E GARFIELD SESESW 8 21N

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 125303-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337					
Priority Date:	OCTOBER 1, 1952					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE2821N40EGARFIELD					
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 19, 2020 40D 125303-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENENE 40E GARFIELD 28 21N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 28 21N 40E GARFIELD NENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125304-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337				
Priority Date:	OCTOBER 1, 1947				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County   NWSENE 29 21N 40E GARFIELD				

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ON	STREAM Reservoir Name: HORSESHOE DAM					
	Govt Lot	<u>Qtr Sec</u> NWSENE	<u>Sec</u> 29	<u>Twp</u> 21N		<u>County</u> GARFIELD
Diversion to R	eservoir: D	VERSION # 1				
Dam Height:	1	0.00 FEET				
Depth:		7.00 FEET				
Surface Area:		2.86 ACRES	5			
Capacity:		8.01 ACRE-I	FEET			
	SEE THE RE RESERVOIR		ORKSI	HEET IN	I THE	CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SENE	29	21N	40E	GARFIELD

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40D 125305-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337				
Priority Date:	OCTOBER 1, 1947				
Type of Historical Right:	USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	WATER SPREADING				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.				
Volume:	54.00 AC-FT				
Climatic Area: 1 - HIGH					
Maximum Acres:	49.80				
*Source Name:	PASS CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE2921N40EGARFIELD				
	Period of Diversion: JANUARY 1 TO DECEMBER 31				
Diversion Means:	DIVERSION DAM				
Period of Use:	JANUARY 1 TO DECEMBER 31				

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	4.00		SESE	29	21N	40E	GARFIELD
2	11.00		SWSE	29	21N	40E	GARFIELD
3	34.80		NE	32	21N	40E	GARFIELD
Total:	49.80						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 12530	6-00 STAT	EMENT	OF CL/	AIM	
	Version:	2 REEXAM	IINED			
		Status:	ACTIVE			
Owners:	COLDWEL 2198 HAXE JORDAN, M	BY RD				
Priority Date:	JULY 1, 19	45				
Type of Historical Right:	USE					
Purpose(use):	IRRIGATIO	N				
Irrigation Type:	WATER SF	PREADING				
*Flow Rate:		C FLOW RAT				ECREED BECAUSE THIS USE ADING.
Volume:	135.70 AC-	FT				
Climatic Area:	1 - HIGH					
Maximum Acres:	59.00					
Source Name:	UNNAMED	TRIBUTARY	OF W	DODY C	REEK	
Source Type:	SURF	ACE WATER				
Point of Diversion and M	leans of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Se</u> NESENI		<u>Тwp</u> 21N		<u>County</u> GARFIELD
Period of Diversion	_		R 15			
Diversion Means:	DIVERSIO			0411	405	
2 Period of Diversion				21N	40E	GARFIELD
Diversion Means:	DIVERSIO		10			
Period of Use:	APRIL 15 T	O OCTOBER	15			

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1	10.00		SWSWNE	32	21N	40E	GARFIELD
2	3.00		SESENW	32	21N	40E	GARFIELD
3	1.00		NESENW	32	21N	40E	GARFIELD
4	3.00		NWSWNE	32	21N	40E	GARFIELD
5	5.00		SESWNE	32	21N	40E	GARFIELD
6	10.00		SWSESW	33	21N	40E	GARFIELD
7	3.00		SESESW	33	21N	40E	GARFIELD
8	10.00		SESWSW	33	21N	40E	GARFIELD
9	4.00		SWSWSW	33	21N	40E	GARFIELD
10	3.00		NWSWSW	33	21N	40E	GARFIELD
11	3.00		NESWSW	33	21N	40E	GARFIELD
12	4.00		NWSESW	33	21N	40E	GARFIELD
Total:	59.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM APPEARS TO DIVERT WATER FROM TWO SEPARATE SOURCES. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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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:	40D 125307-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337
Priority Date:	JULY 1, 1957
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	PARALLEL DITCH
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	167.90 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	73.00
*Source Name:	PASS CREEK
Source Type:	SURFACE WATER
*Source Name:	UNNAMED TRIBUTARY OF PASS CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Ieans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW2021N40EGARFIELD
*Source Name:	UNNAMED TRIBUTARY OF PASS CREEK
	APRIL 1 TO DECEMBER 31
<b>Diversion Means:</b>	DIVERSION DAM

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#### \*Point of Diversion and Means of Diversion:

<u>ID</u> 2	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENW		<u>Twp</u> 21N		<u>County</u> GARFIELD			
Source Name:	PASS CREEK								
Period of Diversion	Period of Diversion: APRIL 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DIKE								
Period of Use:	APRIL 1 TO	DECEMBER 3	31						

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	5.00		NENW	29	21N	40E	GARFIELD
2	22.00		SESW	29	21N	40E	GARFIELD
3	6.00		SWSE	29	21N	40E	GARFIELD
4	26.00		NENW	32	21N	40E	GARFIELD
5	14.00		NWNE	32	21N	40E	GARFIELD
Total:	73.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 125307-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125308-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337
Priority Date:	JULY 1, 1943
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	43.70 AC-FT
Climatic Area:	: 1 - HIGH
Maximum Acres:	19.00
Source Name:	UNNAMED TRIBUTARY OF WOODY CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u>	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>
	SWNWNW 1 20N 40E GARFIELD
Diversion Means:	: APRIL 15 TO OCTOBER 15 DIVERSION DAM
Period of Use:	APRIL 15 TO OCTOBER 15

AUGUST 19, 2020 40D 125308-00 Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	13.00		W2SWNW	1	20N	40E	GARFIELD
2	5.00		SESWNW	1	20N	40E	GARFIELD
3	1.00		E2SENE	2	20N	40E	GARFIELD
Total:	19.00						

#### **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.

125287-00 125308-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 125309-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337
Priority Date:	OCTOBER 1, 1947
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	57.50 AC-FT
Climatic Area:	: 1 - HIGH
Maximum Acres:	25.00
Source Name:	WOODY CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNW3221N40EGARFIELD
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	22.00		NWNW	32	21N	40E	GARFIELD
2	3.00		W2NENW	32	21N	40E	GARFIELD
Total:	25.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	r Right Number: 40D 125310-00 STATEMENT OF CLAIM								
	Version:	Version: 2 REEXAMINED							
		Status: A	CTIVE						
Owners:	COLDWELL & SONS 2198 HAXBY RD JORDAN, MT 59337								
Priority Date:	SEPTEMB	ER 30, 1932							
Type of Historical Right	: USE								
Purpose(use):	DOMESTIC	)							
Flow Rate:	15.00 GPN	I							
Volume:	1.50 AC-FT	Г							
Households:	1								
Source Name:	GROUND	VATER							
Source Type:	GRO	JNDWATER							
Point of Diversion and M	Aeans of Dive	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESENW	<u>Sec</u> 29	<u>Twp</u> 21N		<u>County</u> GARFIELD			
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL									
Period of Use:	JANUARY	1 TO DECEMBI	ER 31						
Place of Use:									
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>			
1		NESENW	29	21N	40E	GARFIELD			

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	Vater Right Number: 40D 125311-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
		Status:	ACTIVE				
Owners:	COLDWEL 2198 HAXE JORDAN, I	BY RD					
Priority Date:	JULY 1, 19	15					
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC	2					
Flow Rate:	10.00 GPM	1					
Volume:	2.00 AC-F	Г					
Households:	1						
Maximum Acres:	0.50						
Source Name:	GROUNDWATER						
Source Type:	GRO	UNDWATEF	R				
Point of Diversion and N	leans of Div	ersion:					
<u>ID</u> 1	Govt Lot	<u>Qtr s</u> SENWN	W 2	<u>Тwp</u> 18N		<u>County</u> GARFIELD	
Period of Diversion Diversion Means:	WELL	1 TO DECE	IMBER 31				
Period of Use:		1 TO DECE	MBER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr s</u>	Sec Sec	Twp	<u>Rge</u>	<u>County</u>	
1 0.50		SENWN	W 2	18N	40E	GARFIELD	
<b>Total:</b> 0.50							

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> THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125285-00 125311-00

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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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 129120-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	KILLEN LAND & LIVESTOCK CO PO BOX 167 ANGELA, MT 59312
Priority Date:	DECEMBER 31, 1960
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PRIDE SPRINGS CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNW912N42EROSEBUD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> Rge County **SWNWNW** 42E ROSEBUD 12N 9 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NW 9 42E ROSEBUD 12N 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 129121-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	KILLEN LAND & LIVESTOCK CO PO BOX 167 ANGELA, MT 59312				
<b>Priority Date:</b>	SEPTEMBER 25, 1953				
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNW412N42EROSEBUD				
	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1	NWNWNW 4 12N 42E ROSEBUD				

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: 40D 129122-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: SCHLEPP FAMILY REVOCABLE LIVING TRUST SCHLEPP JOHN C & DEE ANN TRUSTEES 4837 HIGHWAY 59N MILES CITY, MT 59301 6309

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 8/8/2006.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40D 129123-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: SCHLEPP FAMILY REVOCABLE LIVING TRUST SCHLEPP JOHN C & DEE ANN TRUSTEES 4837 HIGHWAY 59N MILES CITY, MT 59301 6309

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 8/8/2006.

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:	40D 129124-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301				
<b>Priority Date:</b>	JANUARY 29, 1958				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	10.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNE3015N42EGARFIELD				
	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>				
1	SWSWNE 30 15N 42E GARFIELD				

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:	40D 129125-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SHAUNA L MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115
	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115
Priority Date:	JANUARY 20, 1958
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNW2014N42EGARFIELD
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			SWSWNW	20	14N	42E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129126-00 STATEMENT OF CLAIM					
	Version: 2	REEXAMI	NED			
	Sta	tus: A	CTIVE			
Owners:	JERREL, RAY 507 MISSISSIP MILES CITY, M	PI				
<b>Priority Date:</b>	APRIL 20, 1958	5				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWAT	ER				
Source Type:	GROUNDWATER					
Point of Diversion and	Means of Diversio	n:				
<u>ID</u> 1	<u>Govt Lot</u> S	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 30	<u>Twp</u> 15N		<u>County</u> GARFIELD
Period of Diversior		O DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1	S	SWNWNW	30	15N	43E	GARFIELD

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129130-00 STATEMENT OF CLAIM					
	Version:	2 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	PETTIT LA 110 E 17TH HASTINGS	-				
<b>Priority Date:</b>	DECEMBE	R 31, 1914				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:						
*Volume:	STOCKWA ANIMAL UI	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, L	INNAMED TRI	BUTA	RY OF N	NORD/	ANG COULEE
Source Type:	GROI	JNDWATER				
Point of Diversion and I	Means of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWSW	<u>Sec</u> 22	<u>Twp</u> 13N		<u>County</u> GARFIELD
Period of Diversion			ER 31			
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY	JANUARY 1 TO DECEMBER 31				
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SESWSW	22	13N	41E	GARFIELD

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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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:	40D 129131-00	D STATE	MENT	OF CL/	٩IM	
	Version: 2	REEXAMIN	NED			
	Sta	tus: A	CTIVE			
Owners:	JERREL, RAY 507 MISSISSIP MILES CITY, M	PI				
<b>Priority Date:</b>	DECEMBER 31	, 1914				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:						
*Volume:	STOCKWATER ANIMAL UNIT.	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNN/	AMED TRIE	BUTAF	RY OF L	ITTLE	DRY CREEK
Source Type:	GROUND	GROUNDWATER				
Point of Diversion and I	Means of Diversio	n:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENESW	<u>Sec</u> 10	<u>Тwp</u> 15N		<u>County</u> GARFIELD
Period of Diversion		O DECEMB	ER 31			
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SENESW	10	15N	42E	GARFIELD

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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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:	40D 12913	2-00 STATE	MENT	OF CL	AIM	
	Version:	2 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	PETTIT LAI 110 E 17TH HASTINGS	IST				
<b>Priority Date:</b>	DECEMBEI	R 31, 1914				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:						
*Volume:	STOCKWA ANIMAL UN	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, U	NNAMED TRI	BUTAI	RY OF 1	ГНОМ	PSON CREEK
Source Type:	GROL	GROUNDWATER				
Point of Diversion and I	Means of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSENE	<u>Sec</u> 12	<u>Twp</u> 13N		<u>County</u> GARFIELD
<b>Period of Diversion</b>		1 TO DECEMB	ER 31			
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY	JANUARY 1 TO DECEMBER 31				
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NWSENE	12	13N	41E	GARFIELD

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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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:	40D 129133-00	STATE	MENT	OF CL/	۸IM	
	Version: 2 R	EEXAMIN	IED			
	Statu	s: AC	CTIVE			
Owners:	DOMINIC P MUR 5284 HWY 59 N COHAGEN, MT 5		5			
<b>Priority Date:</b>	AUGUST 15, 195	9				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	20.00 GPM					
*Volume:	STOCKWATERIN ANIMAL UNIT. AI	NG PURP NIMAL UN	OSES NTS S	AT THI HALL E	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUNDWATE	२				
Source Type:	GROUNDW	ATER				
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESENE	<u>Sec</u> 5	<u>Twp</u> 14N		<u>County</u> GARFIELD
	: JANUARY 1 TO	DECEMBI	ER 31			
Diversion Means:	WELL					
Period of Use:	JANUARY 1 TO I	DECEMBE	-R 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	\$	SESENE	5	14N	42E	GARFIELD

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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:	40D 129134-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	HELLAND, WAYNE D INC 180 GREEN ACRES DR MILES CITY, MT 59301				
<b>Priority Date:</b>	DECEMBER 31, 1914				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF PRIDE SPRINGS CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNW1012N42EROSEBUD				
Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	FLOWING				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
<u>ID</u> <u>Acres</u>	Govt Lot     Qtr Sec     Sec     Twp     Rge     County				
1	NWNWNW 10 12N 42E ROSEBUD				

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:	40D 129135-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301						
<b>Priority Date:</b>	JULY 1, 1954						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	2.50 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESW1015N42EGARFIELD						
Period of Diversion: JANUARY 1 TO DECEMBER 31							
	Diversion Means: WELL						
Period of Use:	Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
1	SENESW 10 15N 42E GARFIELD						

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:	40D 129136-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115						
<b>Priority Date:</b>	SEPTEMBER 3, 1955						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE1014N41EGARFIELD						
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>	Govt LotQtr SecSecTwpRgeCounty						
1	NENENE 10 14N 41E GARFIELD						

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:	40D 129137-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301						
<b>Priority Date:</b>	MAY 6, 1957						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNW315N42EGARFIELD						
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversion Means: WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
1	NWNWNW 3 15N 42E GARFIELD						

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:	40D 129138-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301						
<b>Priority Date:</b>	AUGUST 12, 1956						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESE315N42EGARFIELD						
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>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
1	SESESE 3 15N 42E GARFIELD						

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129139-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115						
Priority Date:	JULY 10, 1956						
Type of Historical Right	USE						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Aeans of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESE3515N41EGARFIELD						
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 Lot     Qtr Sec     Sec     Twp     Rge     County						
1	SENESE 35 15N 41E GARFIELD						

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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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:	40D 129140-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Sta	tus: A	CTIVE					
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301							
<b>Priority Date:</b>	JULY 5, 1954							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
Flow Rate:	10.00 GPM	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and I	Means of Diversion	n:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWSW	<u>Sec</u> 4	<u>Тwp</u> 15N		<u>County</u> GARFIELD		
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>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1		SESWSW	4	15N	42E	GARFIELD		

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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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:	40D 129141-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301						
<b>Priority Date:</b>	JUNE 29, 1954						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW915N42EGARFIELD						
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversion Means: WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>						
1	NESWSW 9 15N 42E GARFIELD						

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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:	40D 129142-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301						
<b>Priority Date:</b>	MAY 13, 1956						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE2615N42EGARFIELD						
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>							
Period of Use:	Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>						
1	NESESE 26 15N 42E GARFIELD						

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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:	40D 129143-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115						
<b>Priority Date:</b>	JANUARY 30, 1958						
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESE3215N42EGARFIELD						
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>	Govt Lot     Qtr Sec     Sec     Twp     Rge     County						
1	SENESE 32 15N 42E GARFIELD						

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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>40D 129144-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	KILLEN LAND & LIVESTOCK CO PO BOX 167 ANGELA, MT 59312							
Priority Date:	DECEMBER 31, 1960							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF THOMPSON CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESE712N42EROSEBUD							
*Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

AUGUST 19, 2020 40D 129144-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County SENESE 42E ROSEBUD 12N 7 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESE 7 42E ROSEBUD 12N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 129145-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	KILLEN LAND & LIVESTOCK CO PO BOX 167 ANGELA, MT 59312							
Priority Date:	DECEMBER 31, 1964							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	THOMPSON CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyS2NWSE1812N42EROSEBUD							
*Period of Diversion: JANUARY 1 TO DECEMBER 31								
Disconsion Magnes								

**Diversion Means:** DAM

*Reservoir: ON	STREAM					
	Govt Lot	<u>Qtr Sec</u> S2NWSE	<u>Sec</u> 18	<u>Twp</u> 12N	<u>Rge</u> 42E	<u>County</u> ROSEBUD
Diversion to R Dam Height: Depth: Surface Area: Capacity:	8.0 5.0 5.4	RSION # 7 00 FEET 00 FEET 18 ACRES 06 ACRES	5			
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.					
Period of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		W2SE	18	12N	42E	ROSEBUD

#### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129145-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129146-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033							
<b>Priority Date:</b>	DECEMBER 31, 1964							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	BOOTJACK CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESW3413N41EROSEBUD							
*Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DAM							

AUGUST 19, 2020 40D 129146-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Rge County Sec Twp SWSESW 41E ROSEBUD 13N 34 **DIVERSION #1 Diversion to Reservoir:** 8.00 FEET Dam Height: Depth: 5.00 FEET 10.27 ACRES Surface Area: **Capacity:** 20.54 ACRE-FEET THE DAM EXTENDS INTO THE NWSESW SEC 34 TWP 13N RGE 41E GARFIELD COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31** Period of Use: Place of Use: ID **Govt Lot** Qtr Sec Twp Rge County Acres Sec SESW 41E ROSEBUD 34 13N

#### Remarks:

1

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM. THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. .....

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129147-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115							
Priority Date:	DECEMBER 31, 1964							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	ARTZ COULEE							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENE1014N41EGARFIELD							
	on: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNENE 41E GARFIELD 14N 10 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 10 41E GARFIELD NE 14N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 129148-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115						
Priority Date:	DECEMBER 31, 1964						
Type of Historical Right: USE							
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	ARTZ COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE1214N41EGARFIELD						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversion Means	DAM						

Diversion Means: DAM

\*Reservoir:

**ONSTREAM** 

	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 12	<u>Twp</u> 14N		<u>County</u> GARFIELD		
Diversion to Re	servoir: DIV	ERSION # 1						
Dam Height:	11	.00 FEET						
Depth:	8	.00 FEET						
Surface Area:	8	.14 ACRES	6					
Capacity:	26	.05 ACRE-	FEET					
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.							
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County		
1		N2SW	12	14N	41E	GARFIELD		
2		NWNWSE	12	14N	41E	GARFIELD		

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129148-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129149-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	SCHLEPP FAMILY REVOCABLE LIVING TRUST SCHLEPP JOHN C & DEE ANN TRUSTEES 4837 HIGHWAY 59N MILES CITY, MT 59301 6309							
Priority Date:	DECEMBER 31, 1964							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	MYERS COULEE							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County NESENE 28 14N 41E GARFIELD							
•	: JANUARY 1 TO DECEMBER 31 DAM							

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NESENE	<u>Sec</u> 28	<u>Twp</u> 14N		<u>County</u> GARFIELD
Diversion to Re	eservoir: DI\	/ERSION # 1	I			
Dam Height:	12	2.00 FEET				
Depth:	ę	9.00 FEET				
Surface Area:	-	1.65 ACRES	5			
Capacity:	5	5.94 ACRE-	FEET			
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.					
Period of Use:	JANUARY 1 T	O DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		NESENE	28	14N	41E	GARFIELD

#### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129149-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129150-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033						
Priority Date:	DECEMBER 31, 1964						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF CHRISTENSON CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
ID 1	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       NESENE     32     14N     41E     GARFIELD						

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 129150-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NESENE	<u>Sec</u> 32	<u>Twp</u> 14N		<u>County</u> GARFIELD
Diversion to Re	eservoir: DIVE	ERSION # '	1			
Dam Height:	8.	00 FEET				
Depth:	5.	00 FEET				
Surface Area:	2.	54 ACRES	S			
Capacity:	5.	08 ACRE-	FEET			
	THE CAPACITY BEEN ESTIMAT	,		MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TC	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SENE	32	14N	41E	GARFIELD

#### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129150-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 129151-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SHAUNA L MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115
	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115
Priority Date:	DECEMBER 31, 1964
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	CHRISTENSON CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNE3414N41EGARFIELD
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM

AUGUST 19, 2020 40D 129151-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 34	<u>Twp</u> 14N	<u>Rge</u> 41E	<u>County</u> GARFIELD
Diversion to Re	eservoir: DIVE	RSION # '	1			
Dam Height:	15.0	00 FEET				
Depth:	12.0	00 FEET				
Surface Area:	17.3	30 ACRES	S			
Capacity:	83.	04 ACRE-	FEET			
	THE CAPACITY BEEN ESTIMAT	,	,	MAXIM	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		S2N2	34	14N	41E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129151-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40D 129152-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301			
Priority Date:	DECEMBER 31, 1964			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	NIGHTEN HELSER COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE2415N41EGARFIELD			
	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

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<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SENWNE	<u>Sec</u> 24	<u>Twp</u> 15N		<u>County</u> GARFIELD
Diversion	to Reservoir: DIV	/ERSION # 1				
	THE DAM EX COUNTY.	TENDS INTC	) THE	NENWI	NE SE	C 24 TWP 15N RGE 41E GARFIELD
Period of Use:	JANUARY 1 T	O DECEMB	ER 31			
Place of Use:			a	æ		
<u>ID</u> <u>Acre</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	County
1		S2NWNE	24	15N	41E	GARFIELD
	AMINATION OF			OUND N	IO SIC	GNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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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:	40D 129153-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115			
Priority Date:	DECEMBER 31, 1964			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	TODD COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW3415N41EGARFIELD			
*Period of Diversion: JANUARY 1 TO DECEMBER 31				
Diversion Means	DAM			

Diversion Means: DAM

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*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 34	<u>Twp</u> 15N		<u>County</u> GARFIELD
Diversion to Ro Dam Height: Depth:		IVERSION # 10.00 FEET 7.00 FEET	1			
Surface Area:		5.56 ACRE	-			
Capacity:		15.57 ACRE	-FEET			
		ITY, DAM HE MATED BY DN		MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NWNESW	34	15N	41E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129153-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 129154-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301			
<b>Priority Date:</b>	DECEMBER 31, 1964			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	CALAMITY COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE315N42EGARFIELD			
	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

AUGUST 19, 2020 40D 129154-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NWNWSE 42E GARFIELD 15N 3 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 NWNWSE 42E GARFIELD 3 15N 3 2 NENESW 15N 42E GARFIELD ..... ......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 129155-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301			
Priority Date:	DECEMBER 31, 1964			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SLEEPY HOLLOW CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW2515N42EGARFIELD			
	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESWSW 42E GARFIELD 25 15N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWSW 25 15N 42E GARFIELD 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 129156-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301
Priority Date:	DECEMBER 31, 1964
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SLEEPY HOLLOW CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE2515N42EGARFIELD
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENENE 42E GARFIELD 25 15N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 25 NENE 15N 42E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 129157-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115			
Priority Date:	DECEMBER 31, 1964			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF THOMPSON CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and M	Aeans of Diversion:			
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>			
•	NWNESW 27 15N 42E GARFIELD			
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

AUGUST 19, 2020 40D 129157-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNESW 42E GARFIELD 27 15N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESW 27 15N 42E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 129158-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301
Priority Date:	DECEMBER 31, 1964
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF THOMPSON CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge County</u>
-	NWNWNW 27 15N 42E GARFIELD : JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWNW 42E GARFIELD 27 15N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNW 27 15N 42E GARFIELD 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 129159-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115
Priority Date:	DECEMBER 31, 1964
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF THOMPSON CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge County</u>
•	NENESE 33 15N 42E GARFIELD
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 19, 2020 40D 129159-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENESE 42E GARFIELD 33 15N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESE 33 15N 42E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 129160-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	ANNETTE D SAYLOR 2909 E MACDONALD BILLINGS, MT 59102				
	SCOTT SAYLOR 2909 E MACDONALD BILLINGS, MT 59102				
Priority Date:	DECEMBER 31, 1964				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	WITCHIE COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County				
1 *Douted of Dimension	SESENE 28 16N 42E GARFIELD n: JANUARY 1 TO DECEMBER 31				
Diversion Means:	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENE 42E GARFIELD 28 16N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 28 SENE 16N 42E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40D 129161-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	JERREL, RAY INC 507 MISSISSIPPI MILES CITY, MT 59301							
Priority Date:	DECEMBER 31, 1964							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	WITCHIE COULEE							
Source Type:	SURFACE WATER							
Point of Diversion and N	Means of Diversion:							
<b>ID</b> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW3516N42EGARFIELD							
	a: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWSW 42E GARFIELD 16N 35 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 35 NWSW 16N 42E GARFIELD 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129163-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KILLEN LAND & LIVESTOCK CO PO BOX 167 ANGELA, MT 59312
Priority Date:	DECEMBER 31, 1964
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	PRIDE SPRINGS CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE412N42EROSEBUD
	: JANUARY 1 TO DECEMBER 31
Diversion Meaner	

**Diversion Means:** DAM

*Reservoir: ONS	STREAM						
	<u>Govt Lot</u> N	<u>Qtr Sec</u> WNWSE	<u>Sec</u> 4	<u>Twp</u> 12N		<u>County</u> ROSEBUD	
Diversion to Re	eservoir: DIVEF	RSION # 1					
Dam Height:	11.0	) FEET					
Depth:	8.0	) FEET					
Surface Area:	1.84	4 ACRES	3				
Capacity:	5.8	9 ACRE-	FEET				
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						
Period of Use:	JANUARY 1 TO	DECEMBI	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
1		NWSE	4	12N	42E	ROSEBUD	

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129163-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129164-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033
Priority Date:	DECEMBER 31, 1964
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	THOMPSON CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW612N42EROSEBUD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
Diversion Means.	DAM

Diversion Means: DAM

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*Reservoir: ONS	STREAM					
	<u>Govt Lot</u> N	<u>Qtr Sec</u> WNESW	<u>Sec</u> 6	<u>Twp</u> 12N	<u>Rge</u> 42E	<u>County</u> ROSEBUD
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	12.0 9.0 7.6	RSION # 1 0 FEET 0 FEET 6 ACRES 8 ACRE-	6			
	THE CAPACITY, BEEN ESTIMATI		,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TO	DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SW	6	12N	42E	ROSEBUD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129164-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 129165-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033
<b>Priority Date:</b>	DECEMBER 31, 1964
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	THOMPSON CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENW612N42EROSEBUD
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM

*Reservoir: ONS	STREAM						
	<u>Govt Lot</u> N'	<u>Qtr Sec</u> WNENW	<u>Sec</u> 6	<u>Twp</u> 12N		<u>County</u> ROSEBUD	
Diversion to Re	eservoir: DIVE	RSION # 1	1				
Dam Height:	12.0	0 FEET					
Depth:	9.0	0 FEET					
Surface Area:	6.7	8 ACRES	5				
Capacity:	24.4	1 ACRE-	FEET				
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						
Period of Use:	JANUARY 1 TO	DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1		NW	6	12N	42E	ROSEBUD	

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129165-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Version:   2 REEXAMINED     Status:   ACTIVE     Owners:   KILLEN LAND & LIVESTOCK CO     PO BOX 167     ANGELA, MT 59312     Priority Date:   DECEMBER 31, 1964	
Owners: KILLEN LAND & LIVESTOCK CO PO BOX 167 ANGELA, MT 59312	
PO BOX 167 ANGELA, MT 59312	
Priority Date: DECEMBER 31, 1964	
Type of Historical Right: USE	
Purpose(use): STOCK	
*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	S
*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOI STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	२
Source Name: THOMPSON CREEK	
Source Type: SURFACE WATER	
Point of Diversion and Means of Diversion:	
IDGovt LotQtr SecSecTwpRgeCounty1SESESW712N42EROSEBUD	
*Period of Diversion: JANUARY 1 TO DECEMBER 31	

**Diversion Means:** DAM

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> **ONSTREAM** \*Reservoir: **Govt Lot Otr Sec** T<u>wp</u> Rge County Sec SESESW 12N 42E ROSEBUD **DIVERSION #1 Diversion to Reservoir:** 10.00 FEET Dam Height: 7.00 FEET Depth: Surface Area: 13.80 ACRES Capacity: 38.64 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31** Period of Use: Place of Use: ID **Govt Lot** Qtr Sec Twp **Rge** County Acres Sec 1 SESW 7 12N 42E ROSEBUD 2 NENENW 18 12N 42E ROSEBUD 3 NWNWNE 18 12N 42E ROSEBUD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129166-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129167-00   STATEMENT OF CLAIM     Version:   2 REEXAMINED     Status:   ACTIVE
Owners:	KILLEN LAND & LIVESTOCK CO PO BOX 167 ANGELA, MT 59312
Priority Date:	DECEMBER 31, 1964
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF THOMPSON CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE812N42EROSEBUD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 19, 2020 40D 129167-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp NWNWSE 42E ROSEBUD 12N 8 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWSE 8 42E ROSEBUD 12N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	<b>40D 129168-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KILLEN LAND & LIVESTOCK CO PO BOX 167 ANGELA, MT 59312
Priority Date:	DECEMBER 31, 1960
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PRIDE SPRINGS CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENW512N42EROSEBUD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 19, 2020 40D 129168-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** <u>Qtr Sec</u> <u>Sec</u> T<u>wp</u> Rge County SWSENW 42E ROSEBUD 12N 5 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 5 42E ROSEBUD SENW 12N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129171-	00 STATE	MENT	OF CL/	AIM	
	Version: 2	REEXAMI	NED			
	S	tatus: A	CTIVE			
Owners:	PETTIT LAND 110 E 17TH S HASTINGS, M	ST				
<b>Priority Date:</b>	DECEMBER	31, 1952				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	STOCKWATE	ERING PURP F. ANIMAL UI	OSES	S AT TH	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUNDWA	TER				
Source Type:	GROUN	DWATER				
Point of Diversion and I	Means of Divers	ion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSE	<u>Sec</u> 12	<u>Тwp</u> 13N		<u>County</u> GARFIELD
Period of Diversion		TO DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NWSE	12	13N	41E	GARFIELD

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129172-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115					
<b>Priority Date:</b>	DECEMBER 31, 1956					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE1014N41EGARFIELD					
	I: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1	NENE 10 14N 41E GARFIELD					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Num	er: 40D 129173-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	SCHLEPP FAMILY REVOCABLE LIVING TRUST SCHLEPP JOHN C & DEE ANN TRUSTEES 4837 HIGHWAY 59N MILES CITY, MT 59301 6309
<b>Priority Date:</b>	DECEMBER 31, 1952
Type of Historical	Right: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion	and Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENW2614N41EGARFIELD
	ersion: JANUARY 1 TO DECEMBER 31
Diversion M	
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use: <u>ID Ac</u> 1	<u>es Govt Lot Qtr Sec Sec Twp Rge</u> County NW 26 14N 41E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129174-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DOMINIC P MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115
	SHAUNA L MURNION 5284 HWY 59 N COHAGEN, MT 59322 0115
<b>Priority Date:</b>	DECEMBER 31, 1935
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	SESESW 34 14N 41E GARFIELD
Period of Diversion Diversion Means:	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</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SW	34	14N	41E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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:	40D 129177-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	KILLEN LAND & LIVESTOCK CO PO BOX 167 ANGELA, MT 59312					
<b>Priority Date:</b>	SEPTEMBER 24, 1953					
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENE812N42EROSEBUD					
	n: JANUARY 1 TO DECEMBER 31					
Diversion Means:	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	SENENE 8 12N 42E ROSEBUD					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT 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:	40D 129178-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033					
Priority Date:	DECEMBER 31, 1964					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF LONE TREE CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County					
-	W2NWNE 31 13N 41E ROSEBUD					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> W2NWNE	<u>Sec</u> 31	<u>Twp</u> 13N		<u>County</u> ROSEBUD
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	7 4 22	/ERSION # 1 7.00 FEET 9.00 FEET 2.53 ACRES 3.05 ACRE-	6			
	THE CAPACIT BEEN ESTIMA	,	,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	O DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NE	31	13N	41E	ROSEBUD

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129178-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129179-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ANNETTE D SAYLOR 2909 E MACDONALD BILLINGS, MT 59102
	SCOTT SAYLOR 2909 E MACDONALD BILLINGS, MT 59102
Priority Date:	DECEMBER 31, 1964
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESENE 28 16N 42E GARFIELD
Period of Diversion Diversion Means:	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</u>	<u>Sec</u>	Twp	Rge County
1			SENE	28	16N	42E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129180-00 STATEMENT OF CLAIM								
	Version: 2 REEXAMINED								
	Status: ACTIVE								
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033								
Priority Date:	DECEMBER 31, 1964								
Type of Historical Right	t: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	UNNAMED TRIBUTARY OF LONE TREE CREEK								
Source Type:	SURFACE WATER								
Point of Diversion and	Means of Diversion:								
1 *Pariod of Diversion	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNW 20 13N 41E GARFIELD								

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ONS	STREAM								
	<u>Govt Lot</u> S	<u>Qtr Sec</u> WNWNW	<u>Sec</u> 20	<u>Twp</u> 13N		<u>County</u> GARFIELD			
Diversion to Re	eservoir: DIVE	RSION # 1	1						
Dam Height:	7.0	DO FEET							
Depth:	4.0	00 FEET							
Surface Area:	1.4	46 ACRES	5						
Capacity:	2.3	34 ACRE-	FEET						
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.								
Period of Use:	JANUARY 1 TO	DECEMBI	ER 31						
Place of Use:									
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>			
1		NWNW	20	13N	41E	GARFIELD			

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129180-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129181-00 STATEMENT OF CLAIM									
	Version: 2 REEXAMINED									
	Status: ACTIVE									
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033									
Priority Date:	DECEMBER 31, 1964									
Type of Historical Right	: USE									
Purpose(use):	STOCK									
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.									
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.									
Source Name:	UNNAMED TRIBUTARY OF THOMPSON CREEK									
Source Type:	SURFACE WATER									
Point of Diversion and Means of Diversion:										
ID 1	Govt Lot Qtr Sec Sec Twp Rge County NWSESW 14 13N 41E GARFIELD									

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 129181-00 Page 2 of 3

\*Recorvoir

ONSTREAM

*Rese	rvoir: Or	ISTREAM								
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESW	<u>Sec</u> 14	<u>Twp</u> 13N		<u>County</u> GARFIELD			
Γ	Diversion to I	Reservoir: DI\	/ERSION # 1	l						
Γ	)am Height:	7	7.00 FEET							
Ι	epth:	4	4.00 FEET							
S	urface Area	: 6	6.61 ACRES	5						
(	Capacity:	1(	0.58 ACRE-	FEET						
		THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.								
Period of U	J <b>se:</b>	JANUARY 1 T	O DECEMB	ER 31						
Place of U	se:									
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County			
1			SW	14	13N	41E	GARFIELD			

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129181-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129182-00 STATEMENT OF CLAIM								
	Version: 2 REEXAMINED								
	Status: ACTIVE								
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033								
Priority Date:	DECEMBER 31, 1964								
Type of Historical Right	t: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	UNNAMED TRIBUTARY OF THOMPSON CREEK								
Source Type:	SURFACE WATER								
Point of Diversion and	Means of Diversion:								
1 *Period of Diversion	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 12 13N 41E GARFIELD								

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM \*Reservoir

ONSTREAM

Reservoir: One									
	<u>Govt Lot</u> NV	<u>Qtr Sec</u> VNWSW	<u>Sec</u> 12	<u>Twp</u> 13N		<u>County</u> GARFIELD			
Diversion to Re	eservoir: DIVE	RSION # 1							
Dam Height:	9.0	) FEET							
Depth:	6.0	) FEET							
Surface Area:	5.1	4 ACRES	;						
Capacity:	12.3	4 ACRE-F	EET						
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.								
Period of Use:	JANUARY 1 TO	DECEMBE	R 31						
Place of Use:									
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County			
1		NWSW	12	13N	41E	GARFIELD			
1		NWSW	12	13N	41E	GARFIELD			

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129182-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129183-00 STATEMENT OF CLAIM									
	Version:	Version: 2 REEXAMINED								
		Status:	ACTIVE	E .						
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033									
Priority Date:	DECEMBE	ER 31, 1964								
Type of Historical Right	: USE									
Purpose(use):	STOCK									
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.									
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.									
Source Name:	UNNAMED TRIBUTARY OF NORDANG COULEE									
Source Type:	SUR	FACE WATE	ER							
Point of Diversion and N	<b>Means of Div</b>	version:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SESES		<u>Twp</u> 13N		<u>County</u> GARFIELD				
*Period of Diversion		1 TO DEC	EMBER 31							
<b>Diversion Means:</b>	DAM									
	THE PERI CLAIM.	OD OF DIV	ERSION H	IAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS				

AUGUST 19, 2020 40D 129183-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESESW 41E GARFIELD 21 13N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 21 41E GARFIELD SESW 13N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129184-00 STATEMENT OF CLAIM								
	Version: 2 REEXAMINED								
	Status: ACTIVE								
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033								
Priority Date:	DECEMBER 31, 1964								
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	UNNAMED TRIBUTARY OF THOMPSON CREEK								
Source Type:	SURFACE WATER								
Point of Diversion and Means of Diversion:									
ID 1	$\frac{\text{Govt Lot}}{\text{NWSENE}}  \frac{\text{Qtr Sec}}{22}  \frac{\text{Twp}}{13N}  \frac{\text{Rge}}{41E}  \frac{\text{County}}{\text{GARFIELD}}$								

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM AUGUST 19, 2020 40D 129184-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NWSENE	<u>Sec</u> 22	<u>Twp</u> 13N		<u>County</u> GARFIELD
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	7 2 2	/ERSION # 1 7.00 FEET 1.00 FEET 1.31 ACRES 5.90 ACRE-	6			
	THE CAPACIT	,		MAXIM	UM DEI	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	O DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NE	22	13N	41E	GARFIELD

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 19, 2020 40D 129184-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 129185-00 STATEMENT OF CLAIM									
	Version:	Version: 2 REEXAMINED								
		Status:	ACTIV	E						
Owners:	PETTIT LAND LLC 110 E 17TH ST HASTINGS, MN 55033									
Priority Date:	DECEMBE	ER 31, 1964								
Type of Historical Right	: USE									
Purpose(use):	STOCK									
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.									
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.									
Source Name:	UNNAMED TRIBUTARY OF NORDANG COULEE									
Source Type:	SUR	FACE WAT	ER							
Point of Diversion and M	Aeans of Div	version:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> NENW		<u>Тwp</u> 13N		<u>County</u> GARFIELD				
*Period of Diversion	: JANUARY	1 TO DEC	EMBER 3	1						
<b>Diversion Means:</b>	DAM									
	THE PERI CLAIM.	OD OF DIV	ERSION	HAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS				

AUGUST 19, 2020 40D 129185-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENWSW 41E GARFIELD 13N 28 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWSW 28 41E GARFIELD 13N 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 129326-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LINDA F MOORE 3253 CHERRY CREEK RD MILES CITY, MT 59301
Priority Date:	MAY 29, 1931
Type of Historical Right:	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	20.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	10.00
Source Name: Source Type:	UNNAMED TRIBUTARY OF CROW ROCK CREEK SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESE813N45EPRAIRIE
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE
Period of Use:	JANUARY 1 TO DECEMBER 31

AUGUST 19, 2020 40D 129326-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	2.00		NESESE	8	13N	45E	PRAIRIE
2	2.00		NWSESE	8	13N	45E	PRAIRIE
3	4.00		SESESE	8	13N	45E	PRAIRIE
4	2.00		SWSESE	8	13N	45E	PRAIRIE
Total:	10.00						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 129327-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LINDA F MOORE 3253 CHERRY CREEK RD MILES CITY, MT 59301
Priority Date:	MAY 29, 1931
Type of Historical Right:	DECREED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	48.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	23.00
Source Name:	CROW ROCK CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Ieans of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
·	SWSESW 8 13N 45E PRAIRIE : JANUARY 1 TO DECEMBER 31
Diversion Means:	DIKE
Period of Use:	JANUARY 1 TO DECEMBER 31

Place of l	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	2.50		NWSESW	8	13N	45E	PRAIRIE
2	5.00		SWSESW	8	13N	45E	PRAIRIE
3	1.00		SESESW	8	13N	45E	PRAIRIE
4	2.50		SESWSW	8	13N	45E	PRAIRIE
5	3.50		NESWSW	8	13N	45E	PRAIRIE
6	5.00		NWSWSW	8	13N	45E	PRAIRIE
7	3.50		SWNWSW	8	13N	45E	PRAIRIE
Total:	23.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A FILED APPROPRIATION 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 129328-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LINDA F MOORE 3253 CHERRY CREEK RD MILES CITY, MT 59301
Priority Date:	MAY 29, 1931
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	36.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	18.00
Source Name: Source Type:	UNNAMED TRIBUTARY OF WHITES CREEK SURFACE WATER
Point of Diversion and N	Jeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENE613N45EPRAIRIE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	5.00		N2SENE	6	13N	45E	PRAIRIE
2	4.00		SESENE	6	13N	45E	PRAIRIE
3	6.00		SWSENE	6	13N	45E	PRAIRIE
4	3.00		NWNESE	6	13N	45E	PRAIRIE
Total:	18.00						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 130261-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DAVIDSON LAND COMPANY LLC 2165 LOMAS DR BOZEMAN, MT 59715
Priority Date:	MAY 1, 1926
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 WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF CALADINE COULEE
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNW3413N40EROSEBUD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 19, 2020 40D 130261-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM							
	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 34	<u>Twp</u> 13N		<u>County</u> ROSEBUD		
Diversion to Reservoir: DIVERSION # 1								
Period of Use:	APRIL 15 TO OC	CTOBER 1	5					
Place of Use:								
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>		
1		NWNW	34	13N	40E	ROSEBUD		

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM NUMBER WAS NOT INCLUDED IN THE BASIN 40D DECREE ISSUED 9/28/1984.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 130264-00 STATEMENT OF CLAIM	
	Version: 3 REEXAMINED	
	Status: ACTIVE	
Owners:	DAVIDSON LAND COMPANY LLC 2165 LOMAS DR BOZEMAN, MT 59715	
Priority Date:	MAY 1, 1926	
Type of Historical Right	USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY F ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRY CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WAT SOURCE.	PER YING
Source Name:	UNNAMED TRIBUTARY OF LONE TREE CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and I	leans of Diversion:	
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSE3513N40EROSEBUD	
*Period of Diversion Diversion Means:	JANUARY 1 TO DECEMBER 31 DAM	
Reservoir: ON	TREAM	
	Govt LotQtr SecSecTwpRgeCountyNWSE3513N40EROSEBUD	
Diversion to R	servoir: DIVERSION # 1	

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Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1			NWSE	35	13N	40E	ROSEBUD
2			SWSE	35	13N	40E	ROSEBUD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 13028	<b>8-00</b> S <sup>-</sup>	TATEN	/ENT	OF CLA	MM	
	Version:	3 REEX	XAMIN	ED			
		Status:	AC	TIVE			
Owners:	DAVIDSON 2165 LOMA BOZEMAN,	SDR	-	NY LL	С		
Priority Date:	MAY 1, 192	6					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREAM	N RESER	VOIR.	THE	FLOW	RATE	CREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCKWA ANIMAL UN	TERING F NT. ANIM	PURPO AL UN	DSES	AT THE HALL B	E RATI E BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	CALADINE	COULEE					
Source Type:	SURF	ACE WAT	TER				
Point of Diversion and M	Means of Dive	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qt</u> NWS	<u>r Sec</u> ESE	<u>Sec</u> 28	<u>Twp</u> 13N		<u>County</u> GARFIELD
*Period of Diversion Diversion Means:	: JANUARY DAM	1 TO DEC	CEMBE	ER 31			
Reservoir: ON	STREAM						
	<u>Govt Lot</u>	<u>Qt</u> NWS	<u>r Sec</u> ESE	<u>Sec</u> 28	<u>Twp</u> 13N	<u>Rge</u> 40E	<u>County</u> GARFIELD
Diversion to R	eservoir:	DIVERSIC	ON # 1				

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Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1			SESE	28	13N	40E	GARFIELD
2			SWSE	28	13N	40E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 130289-00 STATEMENT OF CLAIM							
	Version: 3 REEXAMINED							
	Status: ACTIVE							
Owners:	DAVIDSON LAND COMPANY LLC 2165 LOMAS DR BOZEMAN, MT 59715							
Priority Date:	MAY 1, 1926							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	CALADINE COULEE							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESW2513N40EGARFIELD							
*Period of Diversion	: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							

*Reservoir: O	ISTREAM Reservoir Name: LOCH NES									
	Govt LotQtr SecSecTwpRgeCountyNENESW2513N40EGARFIELD									
Diversion to Dam Height:	11.00 FEET									
Depth: Surface Area	8.00 FEET : 12.35 ACRES									
Capacity:	39.52 ACRE-FEET									
	THE DAM EXTENDS INTO THE NWNESW SEC 25 TWP 13N RGE 40E GARFIELD COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.									
Period of Use:	APRIL 15 TO OCTOBER 15									
Place of Use:IDAcres	<u>Govt Lot Qtr Sec Sec Twp Rge County</u>									

#### **Remarks:**

ID 1

2

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE 

25

25

13N

13N

N2NESW

SWSENW

40E GARFIELD

40E GARFIELD

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. ..... .....

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

AUGUST 19, 2020 40D 130289-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 1302	90-00	STATE	MENT	OF CLA	MIM			
	Version:	3 R	EEXAMI	NED					
		Statu	s: A	CTIVE					
Owners:	2165 LOM	DAVIDSON LAND COMPANY LLC 2165 LOMAS DR BOZEMAN, MT 59715							
Priority Date:	MAY 1, 19	26							
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	ONSTREA	MRES	ERVOIR	. THE	FLOW	RATE	CREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	UNNAME	) TRIB	UTARY	OF CA	LADINE	COU	LEE		
Source Type:	SURI	FACE V	VATER						
Point of Diversion and M	Means of Div	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>	S	<u>Qtr Sec</u> WSESE	<u>Sec</u> 27	<u>Тwp</u> 13N		<u>County</u> GARFIELD		
*Period of Diversion Diversion Means:	: JANUARY DAM	1 TO I	DECEMB	ER 31					
Reservoir: ON	STREAM								
	Govt Lot	S	<u>Qtr Sec</u> WSESE	<u>Sec</u> 27	<u>Twp</u> 13N	<u>Rge</u> 40E	<u>County</u> GARFIELD		
Diversion to Reservoir: DIVERSION # 1									

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Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u>	<b>County</b>
1			N2NENE	34	13N	40E	ROSEBUD
2			S2SESE	27	13N	40E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 130291-00 STATEMENT OF CLAIM								
	Version: 3 REEXAMINED								
	Status: ACTIVE								
Owners:	DAVIDSON LAND COMPANY LLC 2165 LOMAS DR BOZEMAN, MT 59715								
Priority Date:	MAY 1, 1926								
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	JACQUES COULEE								
Source Type:	SURFACE WATER								
Point of Diversion and Means of Diversion:									
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENW2213N40EGARFIELD								
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31								
Diversion Means	DAM								

**Diversion Means:** DAM

*]	Reservoir:	ONSTREAM	TREAM Reservoir Name: HIDDEN RESERVOIR						
		Govt Lot	<u>Qtr Sec</u> SENW		<u>Twp</u> 13N	<u>Rge</u> 40E	<u>County</u> GARFIELD		
	<b>Diversion</b>	o Reservoir:	DIVERSION #	1					
	Dam Heigh	nt:	9.00 FEET						
	Depth:		6.00 FEET						
	Surface Ar	ea:	5.05 ACRE	S					
	Capacity:		12.12 ACRE	-FEET					
			CITY, DAM HE IMATED BY D		MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE		
Period	of Use:	APRIL 15	TO OCTOBER	15					
Place o	of Use:								
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County		
1			SENW	22	13N	40E	GARFIELD		
2			NESW	22	13N	40E	GARFIELD		

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40D 130292-00 STATEMENT OF CLAIM									
	Version: 3 -	- REEXAMI	NED							
	Sta	atus: A	CTIVE							
Owners:	2165 LOMAS I	DAVIDSON LAND COMPANY LLC 2165 LOMAS DR BOZEMAN, MT 59715								
Priority Date:	MAY 1, 1926									
Type of Historical Right	: USE									
Purpose(use):	STOCK									
*Flow Rate:	ONSTREAM R	ESERVOIR	. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.									
Source Name:	CALADINE CO	DULEE								
Source Type:	SURFAC	E WATER								
*Point of Diversion and I	Means of Diversi	on:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 27	<u>Тwp</u> 13N		<u>County</u> GARFIELD				
*Period of Diversion Diversion Means:	: JANUARY 1 T DAM	O DECEMB	ER 31							
*Reservoir: ON	STREAM									
	Govt Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 27	<u>Тwp</u> 13N	<u>Rge</u> 40E	<u>County</u> GARFIELD				
Diversion to R	eservoir: DIV	ERSION # <sup>·</sup>	1							

AUGUST 19, 2020 40D 130292-00 Page 2 of 2

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1			SWNE	27	13N	40E	GARFIELD
2			SENW	27	13N	40E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40D 130293-00 STATEMENT OF CLAIM								
	Version: 3 REEXAMINED								
	Status: ACTIVE								
Owners:	DAVIDSON LAND COMPANY LLC 2165 LOMAS DR BOZEMAN, MT 59715								
Priority Date:	MAY 1, 1926								
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	UNNAMED TRIBUTARY OF CALADINE COULEE								
Source Type:	SURFACE WATER								
Point of Diversion and Means of Diversion:									
ID 1	Govt Lot Qtr Sec Sec Twp Rge County   SENW 26 13N 40E GARFIELD								

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

	*Reservoir:	ONSTREAM	Reservoir Name: TWIN EAST					
		Govt Lot	<u>Qtr Sec</u> SENW		<u>Twp</u> 13N	<u>Rge</u> 40E	<u>County</u> GARFIELD	
	Diversion Dam Heig Depth: Surface A Capacity	Area:	DIVERSION # 10.00 FEET 7.00 FEET 4.29 ACRE 12.01 ACRE	ĒS				
			ACITY, DAM HI FIMATED BY D	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE	
Perio	od of Use:	APRIL 15	TO OCTOBER	15				
Place	e of Use:							
<u>ID</u>	Acr	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1			SENW	26	13N	40E	GARFIELD	
2			NESW	26	13N	40E	GARFIELD	

#### **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:	40D 130294-00 STATEMENT OF CLAIM							
	Version: 2 -	- REEXAMII	NED					
	St	atus: A	CTIVE	-				
Owners:	DAVIDSON LAND COMPANY LLC 2165 LOMAS DR BOZEMAN, MT 59715							
<b>Priority Date:</b>	MAY 1, 1926							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
Flow Rate:	10.00 GPM							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	GROUNDWA	ſER						
Source Type:	GROUN	OWATER						
*Point of Diversion and I	Means of Diversi	o <b>n:</b>						
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 14	<u>Тwp</u> 13N		<u>County</u> GARFIELD		
Period of Diversion	APRIL 15 TO	OCTOBER	15					
<b>Diversion Means:</b>	WELL							
Period of Use:	APRIL 15 TO 0	OCTOBER 1	5					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>		
1		SWNWSE	14	13N	40E	GARFIELD		

**Remarks:** 

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POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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Water Right Number:	40D 130295-00 STATEMENT OF CLAIM									
	Version:	2 REI	EXAMI	NED						
		Status:	A	CTIVE						
Owners:	2165 LOMA	DAVIDSON LAND COMPANY LLC 2165 LOMAS DR BOZEMAN, MT 59715								
Priority Date:	MAY 1, 1926	6								
Type of Historical Right	: USE									
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 STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.									
Source Name:	LONE TREE	CREE	К							
Source Type:	SURF	ACE WA	ATER							
Point of Diversion and N	Aeans of Dive	rsion:								
<u>ID</u> 1	Govt Lot	Ç	tr Sec	<u>Sec</u>	Twp	Rge	<u>County</u>			
			E2	24	13N	40E	GARFIELD			
Period of Diversion										
<b>Diversion Means:</b>	LIVESTOC	< DIRE	CT FRO							
2				25	13N	40E	GARFIELD			
Period of Diversion										
<b>Diversion Means:</b>	LIVESTOC				URCE					
Period of Use:	APRIL 15 TO	о осто	OBER 1	5						

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			E2	24	13N	40E	GARFIELD
2				25	13N	40E	GARFIELD

#### **Remarks:**

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Water Right Number:	40D 130296-0	00 STATE	MENT	OF CLA	MIA	
	Version: 2	REEXAMI	NED			
	St	atus: A	CTIVE	E		
Owners:	DAVIDSON L/ 2165 LOMAS BOZEMAN, M	DR	ANY LI	_C		
Priority Date:	MAY 1, 1926					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS O DITCH SYSTE	F STOCK DI M. THE FL	rinkin Ow r	IG DIRE		ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCKWATE ANIMAL UNIT	RING PURF . ANIMAL U	POSES NITS S	S AT THE SHALL B	E RAT BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	JACQUES CO	DULEE				
Source Type:	SURFAC	E WATER				
Point of Diversion and N	Aeans of Diversi	on:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		W2	22	13N	40E	GARFIELD
Period of Diversion						
<b>Diversion Means:</b>	LIVESTOCK			URCE		
2		N2		13N	40E	GARFIELD
Period of Diversion						
<b>Diversion Means:</b>	LIVESTOCK			URCE		
Period of Use:	APRIL 15 TO	OCTOBER <sup>·</sup>	15			

#### Place of Use:

<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			N2	14	13N	40E	GARFIELD
2			W2	22	13N	40E	GARFIELD

#### **Remarks:**

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Water Right Number:	Water Right Number: 40D 130297-00 STATEMENT OF CLAIM					
	Version:	2 REEXA	MINED			
		Status:	ACTIV	E		
Owners:	2165 LOM	N LAND CON AS DR , MT 59715	MPANY I	LC		
<b>Priority Date:</b>	MAY 1, 192	26				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STOCK	C DRINK	NG DIRE RATE IS		ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	CALADINE	COULEE				
Source Type:	SURF	FACE WATE	R			
Point of Diversion and I	Means of Div	ersion:				
<u>ID</u> 1	Govt Lot	<u>Qtr s</u>				County
-			N2 25	13N	40E	GARFIELD
Period of Diversion Diversion Means:	••••••	CK DIRECT				
2	LIVEOTOC		N2 26		40F	GARFIELD
Period of Diversion	APRIL 15		-		TOL	
Diversion Means:		CK DIRECT		OURCE		

AUGUST 19, 2020 40D 130297-00 Page 2 of 2

#### Point of Diversion and Means of Diversion:

<u>ID</u> 3	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u> 27	<u>Twp</u> 13N		<u>County</u> GARFIELD
Period of Di	version: APRIL 15	TO OCTOBER 1	5			
<b>Diversion</b> M	leans: LIVESTOC	K DIRECT FRC	M SO	URCE		
4		S2	28	13N	40E (	GARFIELD
Period of Di	version: APRIL 15	TO OCTOBER 1	5			
<b>Diversion</b> M	leans: LIVESTOC	K DIRECT FRC	M SO	URCE		
Period of Use:	APRIL 15 1	O OCTOBER 1	5			
Place of Use:	amon Court Lot	Otr See	5.00	Trum	Dec. (	Country
$\underline{\mathbf{ID}}$ $\underline{\mathbf{A}}$	<u>cres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Тwp	<u>Rge</u>	County

	 0011201	<u><u>v</u>u ste</u>		<u> </u>	8*	county
1		N2	26	13N	40E	GARFIELD
2			27	13N	40E	GARFIELD
3		S2	28	13N	40E	GARFIELD
4		W2	25	13N	40E	GARFIELD

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