### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165073-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	WATT INC 937 E SNOW CREEK RD JORDAN, MT 59337 9663
	S DOUG WATT 937 E SNOW CREEK RD JORDAN, MT 59337 9663
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u>	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
1 *Pariad of Diversion	NWNENE 4 20N 35E GARFIELD I: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165073-00 Page 2 of 2

Reservoir	·: ONS	TREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENE	<u>Sec</u> 4	<u>Twp</u> 20N	<u>Rge</u> <u>County</u> 35E GARFIELD	
Divers	sion to Re	servoir: DI	VERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			N2NENE	4	20N	35E GARFIELD	

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165074-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	WATT INC 937 E SNOW CREEK RD JORDAN, MT 59337 9663
	S DOUG WATT 937 E SNOW CREEK RD JORDAN, MT 59337 9663
Priority Date:	JULY 29, 1950
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County NESESE 5 20N 35E GARFIELD
-	NESESE 5 20N 35E GARFIELD I: JANUARY 1 TO DECEMBER 31 DAM

*Reservoir: ON	TREAM Reservoir Name: BIG DAM (WATT NO. 2)					
	Govt Lot	<u>Qtr Sec</u> NESESE	<u>Sec</u> 5	<u>Twp</u> 20N		<u>County</u> GARFIELD
Diversion to R Dam Height: Depth: Surface Area:	20 17	ERSION # 1 .00 FEET .00 FEET .00 ACRES				
Capacity:	165	.00 ACRE-	FEET			
	THE SURFACE SEE THE NAT ADDITIONAL F	ONAL INVE		RY OF D		D BY DNRC. REPORT IN THE CLAIM FILE FOR
Period of Use:	JANUARY 1 TO	D DECEMBI	ER 31			
Place of Use: <u>ID Acres</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SE	<u>Sec</u> 5	<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 SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. •

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

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

OCTOBER 7, 2020 40E 165074-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165075-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE			
Owners:	S DOUG WATT 937 E SNOW CREEK RD JORDAN, MT 59337 9663			
	WATT INC 937 E SNOW CREEK RD JORDAN, MT 59337 9663			
Priority Date:	SEPTEMBER 20, 1966			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SNOW CREEK, SOUTH FORK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County NWSESW 29 21N 35E GARFIELD			
•	a: JANUARY 1 TO DECEMBER 31 DAM			

*Reservoir:	ONSTREAM	TREAM Reservoir Name: HOME RESERVOIR (WATT)				
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESW	<u>Sec</u> 29	<u>Twp</u> 21N		<u>County</u> GARFIELD
Dam Heigh Depth: Surface Ar	it:	DIVERSION # 1 20.00 FEET 17.00 FEET 12.00 ACRES	6			
Capacity: Period of Use:	SEE THE N ADDITION	68.00 ACRE- ACE AREA HAS JATIONAL INVE AL RESERVOIR 1 TO DECEMBE	S BEE NTOF	RY OF D		D BY DNRC. REPORT IN THE CLAIM FILE FOR
Place of Use: <u>ID</u> <u>Acres</u> 1		<u>Qtr Sec</u> SW	<u>Sec</u> 29	<u>Twp</u> 21N		<u>County</u> GARFIELD

#### Remarks:

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

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." OCTOBER 7, 2020 40E 165075-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165076-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	S DOUG WATT 937 E SNOW CREEK RD JORDAN, MT 59337 9663
	WATT INC 937 E SNOW CREEK RD JORDAN, MT 59337 9663
Priority Date:	AUGUST 10, 1950
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1 *Deviad of Diversion	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENESW 30 21N 35E GARFIELD : JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165076-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot Otr Sec** Sec Twp **Rge** County SENESW 21N 35E GARFIELD 30 **DIVERSION #1 Diversion to Reservoir:** APRIL 1 TO JULY 31 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SENESW 30 21N 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.

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Water Right Number:	40E 165077-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WATT INC 937 E SNOW CREEK RD JORDAN, MT 59337 9663
	S DOUG WATT 937 E SNOW CREEK RD JORDAN, MT 59337 9663
<b>Priority Date:</b>	DECEMBER 31, 1958
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
•	SESWSW 32 21N 35E GARFIELD
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 165077-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SESWSW	32	21N	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.

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Water Right Number:	40E 165078-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	WATT INC 937 E SNOW CREEK RD JORDAN, MT 59337 9663				
	S DOUG WATT 937 E SNOW CREEK RD JORDAN, MT 59337 9663				
Priority Date:	AUGUST 1, 1945				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK, SOUTH FORK				
Source Type:	SURFACE WATER				
Point of Diversion and	Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
-	NWSWNE 33 21N 35E GARFIELD I: JANUARY 1 TO DECEMBER 31 DAM				

*Reservoir: ON	STREAM	Reservoir Name: EAST DAM				
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWNE	<u>Sec</u> 33	<u>Twp</u> 21N		<u>County</u> GARFIELD
Diversion to R	Reservoir: [	DIVERSION # 1				
Dam Height:		11.00 FEET				
Depth:		8.00 FEET				
Surface Area:		3.00 ACRES	5			
Capacity:		9.60 ACRE-	FEET			
		CITY, DAM HEI D BY DNRC.	GHT,	DEPTH,	AND	SURFACE AREA HAVE BEEN
Period of Use:	JANUARY 1	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		NWSWNE	33	21N	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 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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Water Right Number:	40E 165079-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WATT INC 937 E SNOW CREEK RD JORDAN, MT 59337 9663
	S DOUG WATT 937 E SNOW CREEK RD JORDAN, MT 59337 9663
Priority Date:	DECEMBER 31, 1920
Type of Historical Right	USE
Purpose(use):	DOMESTIC
Flow Rate:	10.00 GPM
Volume:	5.00 AC-FT
Households:	1
Maximum Acres:	2.00
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW2921N35EGARFIELD
	: JANUARY 1 TO DECEMBER 31
211015101111001151	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	2.00		SESESW	29	21N	35E GARFIELD
Total:	2.00					

#### **Remarks:**

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

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

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

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Water Right Number:	40E 165080-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	COULTER, KENNETH A PO BOX 36 BRUSETT, MT 59318							
	COULTER RANCHES INC 1359 E SNOW CREEK RD BRUSETT, MT 59318 9623							
<b>Priority Date:</b>	JUNE 30, 1912							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
Flow Rate:	3.00 GPM							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	SPRING, UNNAMED TRIBUTARY OF NILES STANTON COULEE							
Source Type:	GROUNDWATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County							
-	NWNWSW 5 19N 34E GARFIELD							
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DEVELOPED SPRING							
Period of Use:	JANUARY 1 TO DECEMBER 31							

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWNWSW	5	19N	34E GARFIELD

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165081-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE						
Owners:	COULTER RANCHES INC 1359 E SNOW CREEK RD BRUSETT, MT 59318 9623						
	COULTER, KENNETH A PO BOX 36 BRUSETT, MT 59318						
Priority Date:	JULY 31, 1968						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	NATURAL PIT, UNNAMED TRIBUTARY OF BILLY COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Diversion:						
	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SENWSE     2     21N     34E     GARFIELD						
Diversion Means:	PIT THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 165081-00 Page 2 of 2

Reservoi	r: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> SENWSE	<u>Sec</u> 2	<u>Twp</u> 21N		<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			SENWSE	2	21N	34E	GARFIELD
D							

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165082-00 STATEMENT OF CLAIM							
	Version:	2 RI	EEXAMI	NED				
		Status	s: A	CTIVE				
Owners:	1359 E SN	COULTER RANCHES INC 1359 E SNOW CREEK RD BRUSETT, MT 59318 9623						
	COULTER PO BOX 3 BRUSETT	6						
Priority Date:	SEPTEME	ER 10,	1950					
Type of Historical Right	: FILED							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAME	) TRIB	UTARY (	OF SN	OW CRI	EEK		
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	<u>Govt Lot</u>	N	<u>Qtr Sec</u> ENENE	<u>Sec</u> 15	<u>Twp</u> 21N	-	<u>County</u> GARFIELD	
*Period of Diversion		′ 1 TO E	DECEMB	ER 31				
<b>Diversion Means:</b>	DAM							
	THE PER CLAIM.	IOD OF	DIVERS	ION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS	

OCTOBER 7, 2020 40E 165082-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENENE 34E GARFIELD 21N 15 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 15 21N 34E GARFIELD NENENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165083-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	COULTER RANCHES INC 1359 E SNOW CREEK RD BRUSETT, MT 59318 9623						
	COULTER, KENNETH A PO BOX 36 BRUSETT, MT 59318						
<b>Priority Date:</b>	DECEMBER 31, 1947						
Type of Historical Right	USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
1	NENENE 27 21N 34E GARFIELD						
	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 165083-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NENENE 34E GARFIELD 27 21N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 27 34E GARFIELD NENENE 21N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165084-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE						
Owners:	COULTER, KENNETH A PO BOX 36 BRUSETT, MT 59318						
	COULTER RANCHES INC 1359 E SNOW CREEK RD BRUSETT, MT 59318 9623						
Priority Date:	AUGUST 31, 1949						
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and I	Point of Diversion and Means of Diversion:						
<u>ID</u>	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County						
1 *Donied of Diversion	SENESW 12 21N 34E GARFIELD I: JANUARY 1 TO DECEMBER 31						
Diversion Means:	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 165084-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SENESW 21N 34E GARFIELD 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 SENESW 12 21N 34E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165085-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	COULTER RANCHES INC 1359 E SNOW CREEK RD BRUSETT, MT 59318 9623							
	COULTER, KENNETH A PO BOX 36 BRUSETT, MT 59318							
Priority Date:	AUGUST 9, 1953							
Type of Historical Right	t: FILED							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
	Govt LotQtr SecSecTwpRgeCountySESENE1221N34EGARFIELDn: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							

*Reservoir: ON	NSTREAM R	eservoir Nam	e: NO	RTH BE	ER (COULTER NO. 1)	
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESENE	<u>Sec</u> 12	<u>Twp</u> 21N	<u>Rge</u> 34E	<u>County</u> GARFIELD
Diversion to 1	Reservoir: DI	VERSION # 1				
Dam Height:	2	5.00 FEET				
Depth:	2	2.00 FEET				
Surface Area	:	6.50 ACRES	3			
Capacity:	7	0.00 ACRE-	FEET			
		FIONAL INVE	NTOF	RY OF D		EN ESTIMATED BY DNRC. REPORT IN THE CLAIM FILE FOR
Period of Use:	JANUARY 1	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		SENE	12	21N	34E	GARFIELD

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165085-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165086-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	COULTER RANCHES INC 1359 E SNOW CREEK RD BRUSETT, MT 59318 9623							
	COULTER, KENNETH A PO BOX 36 BRUSETT, MT 59318							
Priority Date:	JULY 15, 1954							
Type of Historical Right	t: FILED							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW1321N34EGARFIELD							
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM							

*Re	eservoir:	ONS	STREAM	Reservoir Name: HEADQUARTERS DAM (MCKEEVER, FRANK NO.					S DAM (MCKEEVER, FRANK NO. 2)
	Govt Lot				<u>Qtr Sec</u> NESW	<u>Sec</u> 13	<u>Twp</u> 21N	<u>Rge</u> 34E	<u>County</u> GARFIELD
<b>Diversion to Reservoi</b>			servoir:	DIVER	SION # 1				
	Dam Heig	ght:		25.00	FEET				
	Depth:			22.00	FEET				
	Surface A	rea:		8.00	ACRES	5			
	Capacity:			105.00	ACRE-	FEET			
THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE NATIONAL INVENTORY OF DAMS REPORT IN THE CLAIM FILE F ADDITIONAL RESERVOIR DATA.									
Period of	f Use:		JANUARY	1 TO D	ECEMBI	ER 31			
Place of	Use:								
ID	Acre	es	Govt Lot	-	Qtr Sec	Sec	Twp	Rge	County
1				NW	NESW	13	21N	34E	GARFIELD
2				NE	NWSW	13	21N	34E	GARFIELD
3				S25	SWNW	13	21N	34E	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." OCTOBER 7, 2020 40E 165086-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165087-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	COULTER, KENNETH A PO BOX 36 BRUSETT, MT 59318
	COULTER RANCHES INC 1359 E SNOW CREEK RD BRUSETT, MT 59318 9623
Priority Date:	JULY 15, 1954
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:	78.20 AC-FT
	THE VOLUME OF THIS CLAIM HAS BEEN REDUCED TO THE 2.3 ACRE-FEET PER ACRE GUIDELINE FOR WATER SPREADING. THE VOLUME MAY BE CONTESTED BY PROPER OBJECTION.
Climatic Area	: 1 - HIGH
Maximum Acres:	34.00
Source Name:	SNOW CREEK
Source Type:	SURFACE WATER
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165087-00 Page 2 of 3

> **Point of Diversion and Means of Diversion: Govt Lot** County ID Qtr Sec Twp Rge Sec 1 NESWSW 13 21N 34E GARFIELD UNNAMED TRIBUTARY OF SNOW CREEK Source Name: \*Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DAM 2 13 21N 34E GARFIELD SENWSW SNOW CREEK Source Name: \*Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DIKE \*Reservoir: **ONSTREAM** Reservoir Name: BEECHER IRRIGSYSTEM (COULTER NO. 2 DAM) **Govt Lot** Otr Sec Sec **Rge** County Twp NESWSW 13 21N 34E GARFIELD **Diversion to Reservoir: DIVERSION #1** 25.00 FEET Dam Height: 22.00 FEET Depth: Surface Area: 12.50 ACRES **Capacity:** 82.00 ACRE-FEET THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE NATIONAL INVENTORY OF DAMS REPORT IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA. Period of Use: **JANUARY 1 TO DECEMBER 31** Place of Use: Govt Lot ID Acres Qtr Sec Sec Twp Rge County 1 3.00 NWSW 21N 13 34E GARFIELD 2 12.00 NESW 13 21N 34E GARFIELD 3 2.00 SESW 21N 34E GARFIELD 13 4 14.00 NWSE 13 21N 34E GARFIELD 5 3.00 SWSE 13 21N 34E GARFIELD 34.00 Total:

#### **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:	40E 16508	8-00	STATE	MENT	OF CLA	IM	
	Version:	2 RE	EXAMI	NED			
		Status:	A	CTIVE			
*Owners:	USA (DEP 5001 SOU BILLINGS,	THGATE	E DR		EAU OF	LAND	D MGMT)
Priority Date:	DECEMBE	R 31, 19	946				
Type of Historical Right	USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	MRESE	RVOIR	THE	FLOW R	RATE	CREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
Volume:	STOCKWA ANIMAL U	TERINO	G PURP IMAL UN	OSES NITS S	AT THE HALL B	E RATI	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED	) TRIBL	JTARY (	OF SN	OW CRI	EEK	
Source Type:	SURF	ACE W	ATER				
Point of Diversion and M	leans of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	-	<u>Qtr Sec</u> SWSW	<u>Sec</u> 5	<u>Twp</u> 21N		<u>County</u> GARFIELD
*Period of Diversion		1 TO D	ECEMB	ER 31			
<b>Diversion Means:</b>	DAM						
	THE PERI CLAIM.	OD OF I	DIVERS	ION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS

OCTOBER 7, 2020 40E 165088-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** <u>Qtr Sec</u> <u>Sec</u> T<u>wp</u> **Rge** County NESWSW 35E GARFIELD 21N 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 NESWSW 5 21N 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 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."

40E 165089-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**\*Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

MISSOURI RIVER Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165090-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VIRGINIA L MURNION PO BOX 13 JORDAN, MT 59337 0013					
<b>Priority Date:</b>	DECEMBER 31, 1900					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	15.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE2422N38EGARFIELD					
	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1	SWSESE 24 22N 38E GARFIELD					

**Remarks:** 

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165091-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VIRGINIA L MURNION PO BOX 13 JORDAN, MT 59337 0013
Priority Date:	DECEMBER 31, 1900
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF CROOKED CREEK
Source Type:	GROUNDWATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> E2SESE 30 22N 39E GARFIELD
•	: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			E2SESE	30	22N	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.

THE TIMELY FILED OBJECTION OF UNITED STATES OF AMERICA WAS AMENDED BY CONSENT OF THE PARTIES IN THIS MATTER TO INCLUDE POINT OF DIVERSION, PLACE OF USE, SOURCE AND MEANS OF DIVERSION BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165092-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VIRGINIA L MURNION PO BOX 13 JORDAN, MT 59337 0013
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF BUFFALO COULEE
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<b>ID</b> 1	Govt LotQtr SecSecTwpRgeCountyNENWSW2422N38EGARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165092-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENWSW 22N 38E GARFIELD 24 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 30 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 24 22N NENWSW 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."

40E 165093-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

SPRING, UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165094-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
<b>Priority Date:</b>	JANUARY 1, 1947
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSW422N37EVALLEY
	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	SWSW 4 22N 37E VALLEY

**Remarks:** 

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165095-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENE 11 24N 34E VALLEY
•	I JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			NWNENE	11	24N	34E VALLEY

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165096-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF BROKEN BOW COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSE 24 24N 34E VALLEY
•	I JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			NWNWSE	24	24N	34E VALLEY

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165097-0	0 STATE	MENT	OF CLA	MIA	
	Version: 3 -	- REEXAMI	NED			
	Sta	atus: A	CTIVE			
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230					
<b>Priority Date:</b>	JANUARY 1, 1	960				
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:	GROUNDWAT	FER				
Source Type:	GROUNE	DWATER				
Point of Diversion and	Means of Diversi	o <b>n:</b>				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESW	<u>Sec</u> 34	<u>Twp</u> 24N		<u>County</u> VALLEY
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>	Sec	Twp	Rge	<u>County</u>
1		NWSESW	34	24N	34E	VALLEY

\*Place of Use:

# IDAcresGovt LotQtr SecSecTwpRgeCountyTHE PLACE OF USE CONSISTS OF FEDERAL PUBLIC LANDS. THIS WATER<br/>RIGHT IS APPURTENANT TO THE FOLLOWING PRIVATE LANDS: SWSW OF<br/>SECTION 28, TOWNSHIP 25 NORTH, RANGE 35 EAST, VALLEY COUNTY,<br/>MONTANA.

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165098-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWSE 12 24N 34E VALLEY
•	I JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 165098-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SWNWSE	12	24N	34E VALLEY

#### **Remarks:**

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165099-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908		
Priority Date:	JULY 1, 1888		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK		
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> SESWNW 12 24N 34E VALLEY		
-	: JANUARY 1 TO DECEMBER 31		
Diversion Means:	FLOWING		
Period of Use:	JANUARY 1 TO DECEMBER 31		

OCTOBER 7, 2020 40E 165099-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SESWNW	12	24N	34E VALLEY

#### Remarks:

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

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

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

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#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165100-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908		
Priority Date:	JULY 1, 1888		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK		
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> SESENE 18 24N 35E VALLEY		
•	: JANUARY 1 TO DECEMBER 31		
<b>Diversion Means:</b>	FLOWING		
Period of Use:	JANUARY 1 TO DECEMBER 31		

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<b>Rge County</b>
1			SESENE	18	24N	35E VALLEY

#### Remarks:

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

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Water Right Number:	40E 165101-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908		
Priority Date:	JULY 1, 1888		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK		
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> SENENE 18 24N 35E VALLEY		
-	18 JANUARY 1 TO DECEMBER 31		
Diversion Means:	FLOWING		
Period of Use:	JANUARY 1 TO DECEMBER 31		

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<b>Rge County</b>
1			SENENE	18	24N	35E VALLEY

#### Remarks:

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

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

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

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Water Right Number:	40E 165102-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908		
Priority Date:	JULY 1, 1888		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK		
Source Type:	GROUNDWATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>		
·	NENWNE 20 24N 35E VALLEY : JANUARY 1 TO DECEMBER 31		
Diversion Means:	FLOWING		
Period of Use:	JANUARY 1 TO DECEMBER 31		

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			NENWNE	20	24N	35E VALLEY

#### 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:	40E 165103-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK
Source Type:	GROUNDWATER
	ALSO KNOWN AS HANEY SPRING
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE2024N35EVALLEY
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<b>Rge County</b>
1			NENE	20	24N	35E VALLEY

#### Remarks:

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

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

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

Water Right Number:	40E 165104-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
<b>Priority Date:</b>	JULY 1, 1888					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 SUTHERLAND CREEK					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE2224N35EVALLEY					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	FLOWING					
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	SENWNE 22 24N 35E VALLEY					

**Remarks:** 

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165105-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
<b>Priority Date:</b>	JANUARY 1, 1937
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESE2023N37EVALLEY
	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	NWNESE 20 23N 37E VALLEY

**Remarks:** 

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

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

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165106-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MARK ETCHART \*\*\*DECEASED\*\*\* PO BOX C GLASGOW, MT 59230

MITCHEL ETCHART PO BOX C GLASGOW, MT 59230

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165107-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
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> SENWSE 22 24N 35E VALLEY
-	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			SENWSE	22	24N	35E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165108-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
Priority Date:	JULY 1, 1888
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:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
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>
•	n: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

\*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			NWSENE	9	24N	35E	VALLEY
							AL PUBLIC LANDS. THIS RIGHT IS
		APPURTENA	NT TO THE	FOLL	DWING	PRIVA	ATE LANDS: SWSW OF SECTION 28,
		TOWNSHIP 2	25 NORTH, F	RANGE	E 35 EA	ST, VA	ALLEY COUNTY, MONTANA.

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165109-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908		
Priority Date:	JULY 1, 1888		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF TAYLOR COULEE		
Source Type:	GROUNDWATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>		
-	SENWSW 26 24N 35E VALLEY : JANUARY 1 TO DECEMBER 31		
Diversion Means:	FLOWING		
Period of Use:	JANUARY 1 TO DECEMBER 31		

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<b>Rge County</b>
1			SENWSW	26	24N	35E VALLEY

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165110-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF TAYLOR COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
-	SWSWNW 26 24N 35E VALLEY : JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 165110-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1			SWSWNW	26	24N	35E VALLEY

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165111-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF TAYLOR COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENW 27 24N 35E VALLEY
-	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 165111-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			NWNENW	27	24N	35E VALLEY

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165112-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF GIBSON COULEE
Source Type:	GROUNDWATER
	ALSO KNOWN AS GIBSON SPRING
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NWNESE 27 24N 35E VALLEY
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			NWNESE	27	24N	35E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165113-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MITCHEL ETCHART PO BOX C GLASGOW, MT 59230

MARK ETCHART \*\*\*DECEASED\*\*\* PO BOX C GLASGOW, MT 59230

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF SMITH COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165114-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MARK ETCHART \*\*\*DECEASED\*\*\* PO BOX C GLASGOW, MT 59230

MITCHEL ETCHART PO BOX C GLASGOW, MT 59230

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF SMITH COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165115-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908		
Priority Date:	JULY 1, 1888		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK		
Source Type:	GROUNDWATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>		
-	NWNWNW 15 24N 35E VALLEY I: JANUARY 1 TO DECEMBER 31		
Diversion Means:	FLOWING		
Period of Use:	JANUARY 1 TO DECEMBER 31		

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1			NWNWNW	15	24N	35E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165116-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWSW 15 24N 35E VALLEY
•	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1			NWSWSW	15	24N	35E VALLEY

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165117-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSESW 15 24N 35E VALLEY
-	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 165117-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			SWSESW	15	24N	35E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165118-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>
·	SENENW 33 24N 35E VALLEY I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			SENENW	33	24N	35E VALLEY

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165119-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MITCHEL_ETCHART PO BOX C GLASGOW, MT 59230
	MARK ETCHART ***DECEASED*** PO BOX C GLASGOW, MT 59230
<b>Priority Date:</b>	JANUARY 1, 1950
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PLUM 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> SESESE 33 24N 35E VALLEY
•	SESESE 33 24N 35E VALLEY n: JANUARY 1 TO DECEMBER 31
*Period of Diversion Diversion Means:	DAM
Diversion means.	

OCTOBER 7, 2020 40E 165119-00 Page 2 of 3

*Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESESE	<u>Sec</u> 33	<u>Twp</u> 24N		<u>County</u> VALLEY
Diversion to R	eservoir: DI	VERSION # 1				
Dam Height:		9.00 FEET				
Depth:		6.00 FEET				
Surface Area:		0.74 ACRES	5			
Capacity:		1.80 ACRE-	FEET			
	THE CAPACI BEEN ESTIM		'	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SESESE	33	24N	35E	VALLEY

#### **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:	40E 165120-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWNE 33 24N 35E VALLEY
•	NWSWNE 33 24N 35E VALLEY I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			NWSWNE	33	24N	35E VALLEY

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165121-00 STATEMENT OF CLAIM			
	Version: 3 REEXAMINED			
	Status: ACTIVE			
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230			
Priority Date:	JULY 1, 1969			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SUTHERLAND 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> NWSWSW <u>30</u> 24N <u>36E</u> VALLEY			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			

**OCTOBER 7, 2020** 40E 165121-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NWSWSW	<u>Sec</u> 30	<u>Twp</u> 24N		<u>County</u> VALLEY
	Diversion to R Dam Height: Depth: Surface Area: Capacity:		DIVERSION # 10.00 FEET 7.00 FEET 2.40 ACRE 6.72 ACRE	S -FEET			
			CITY, DAM HE MATED BY DN		MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:		JANUARY 1	TO DECEMB	ER 31			
*Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			SW	30	24N	36E	VALLEY
_		RIGHT IS A	APPURTENAN 28, TOWNSHI	T TO	THE FO	LLOW	AL PUBLIC LANDS. THIS WATER ING PRIVATE LANDS: SWSW OF E 35 EAST, VALLEY COUNTY,

#### Remarks:

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

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

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

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

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

OCTOBER 7, 2020 40E 165121-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165122-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230				
<b>Priority Date:</b>	JUNE 25, 1956				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	TIMBER CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW225N34EVALLEY				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
Diversion Means: DAM					

**Diversion Means:** DAM

**OCTOBER 7, 2020** 40E 165122-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> SESESW	<u>Sec</u> 2	<u>Twp</u> 25N		<u>County</u> VALLEY
	Diversion to Re Dam Height: Depth: Surface Area:	eservoir: D	IVERSION # 1 9.00 FEET 6.00 FEET 1.80 ACRES				
	Capacity:	THE CAPAC	4.32 ACRE-	FEET	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:			IATED BY DN TO DECEMBI				
*Place of ID	Use: Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1			SESESW	2			VALLEY
_		RIGHT IS A	PPURTENAN	ТТОТ	THE FO	LLOW	AL PUBLIC LANDS. THIS WATER ING PRIVATE LANDS: SWSW E 35 EAST, VALLEY COUNTY,

#### Remarks:

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

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

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

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

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

OCTOBER 7, 2020 40E 165122-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165123-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230				
<b>Priority Date:</b>	JUNE 25, 1956				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF TIMBER CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID 1	Govt Lot         Qtr Sec         Sec         Twp         Rge         County           NESESW         2         25N         34E         VALLEY				

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

**OCTOBER 7, 2020** 40E 165123-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

		<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	
			NESESW	2	25N	34E	VALLEY
	Diversion to R	eservoir:	DIVERSION # 1				
	Dam Height:		11.00 FEET				
	Depth:		8.00 FEET				
	Surface Area:		0.78 ACRES	6			
	Capacity:		3.21 ACRE-	FEET			
		THE CAPA	CITY, DAM HEI	GHT,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
		BEEN EST	IMATED BY DN	RC.			
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	County
1			NESESW	2	25N	34E	VALLEY
2			NWSWSE	2	25N	34E	VALLEY
		<b>RIGHT IS</b>	APPURTENAN 28, TOWNSHIP	T TO	THE FO	LLOW	AL PUBLIC LANDS. THIS WATER ING PRIVATE LANDS: SWSW E 35 EAST, VALLEY COUNTY,

#### Remarks:

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

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

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

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

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

OCTOBER 7, 2020 40E 165123-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165124-00 STATEMENT OF CLAIM						
	Version: 3 REEXAMINED						
	Status: ACTIVE						
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908						
<b>Priority Date:</b>	JANUARY 1, 1947						
Type of Historical Right	USE						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
Volume:	me: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FO STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 SecSecTwpRgeCountySWSENW1423N34EVALLEY						
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	SWSENW 14 23N 34E VALLEY						

\*Place of Use:

# IDAcresGovt LotQtr SecSecTwpRgeCountyTHE PLACE OF USE CONSISTS OF FEDERAL PUBLIC LANDS. THIS WATER<br/>RIGHT IS APPURTENANT TO THE FOLLOWING PRIVATE LANDS: SWSW OF<br/>SECTION 28, TOWNSHIP 25 NORTH, RANGE 35 EAST, VALLEY COUNTY,<br/>MONTANA.

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165125-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
Priority Date:	JULY 1, 1888
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF BERRY COULEE
Source Type:	GROUNDWATER

OCTOBER 7, 2020 40E 165125-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID **Govt Lot** Qtr Sec Rge County Sec 1 SWSESE 4 23N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWSESE 23N 35E VALLEY 4

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165126-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MITCHEL ETCHART PO BOX C GLASGOW, MT 59230
	MARK ETCHART ***DECEASED*** PO BOX C GLASGOW, MT 59230
Priority Date:	JULY 1, 1888
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF LENA COULEE GROUNDWATER
	ALSO KNOWN AS ROBINSON SPRING

OCTOBER 7, 2020 40E 165126-00 Page 2 of 2

> Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Rge County Sec Twp 1 NWSWSW 6 23N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec S<u>ec</u> Twp **Rge** County 1 NWSWSW 23N 35E VALLEY 6

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165127-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MARK ETCHART \*\*\*DECEASED\*\*\* PO BOX C GLASGOW, MT 59230

MITCHEL ETCHART PO BOX C GLASGOW, MT 59230

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF LENA COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165128-00 STATEMENT OF CLAIM								
	Version:	2 REEX	KAMINE	ED					
		Status:	AC	TIVE					
Owners:	JULIE A BU 41 PARK G NASHUA, I	GROVE DR	R						
Priority Date:	JANUARY	1, 1950							
Type of Historical Right	: USE								
Purpose(use):	STOCK								
*Flow Rate:	ONSTREA	M RESER	VOIR.	THE	FLOW	RATE	CREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.		
*Volume:	STOCK WA	ATERING NIT. ANIM	PURPO AL UNI	DSES TS S	AT TH	E RAT	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER		
Source Name:	UNNAMED	TRIBUT	ARY OI	F CAF	RPENTI	ER CR	REEK		
Source Type:	SURF	ACE WAT	ER						
Point of Diversion and M	Means of Dive	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtı</u> SESW		<u>Sec</u> 9	<u>Twp</u> 23N		<u>County</u> VALLEY		
*Period of Diversion	: JANUARY	1 TO DEC	EMBE	R 31					
<b>Diversion Means:</b>	DAM								
	THE PERI CLAIM.		/ERSIC	DN H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS		

OCTOBER 7, 2020 40E 165128-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SESWNW 23N 35E VALLEY 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 23N 35E VALLEY SWNW 

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165129-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248							
Priority Date:	JULY 1, 1888							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	SPRING, UNNAMED TRIBUTARY OF BERRY COULEE							
Source Type:	GROUNDWATER							
Point of Diversion and N	Means of Diversion:							
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County							
-	NESWNW 10 23N 35E VALLEY I: JANUARY 1 TO DECEMBER 31							
Diversion Means:	FLOWING							
Period of Use:	JANUARY 1 TO DECEMBER 31							

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			W2NW	10	23N	35E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165130-00 STATEMENT OF CLAIM								
	Version: 2 REEXAMINED								
	Status: ACTIVE								
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908								
<b>Priority Date:</b>	JULY 1, 1888								
Type of Historical Right	t: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	SPRING, UNNAMED TRIBUTARY OF BERRY COULEE								
Source Type:	GROUNDWATER								
	ALSO KNOWN AS BERRY SPRING								
Point of Diversion and I	Means of Diversion:								
ID 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SESENE 5 23N 35E VALLEY								
	n: JANUARY 1 TO DECEMBER 31								
Diversion Means:	FLOWING								
Period of Use:	JANUARY 1 TO DECEMBER 31								

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SW	2	23N	35E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165131-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
Priority Date:	JANUARY 1, 1950
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF CARPENTER CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165131-00 Page 2 of 3

*Point of Diversion and N	*Point of Diversion and Means of Diversion:							
ID	Govt Lot	<u>Qtr Sec</u>		Twp		County		
1		NWSESW	5	23N	35E	VALLEY		
*Period of Diversion	: JANUARY 1	TO DECEMB	ER 31					
<b>Diversion Means:</b>	DAM							
*Reservoir: ON	STREAM R	eservoir Nam	e: PIT	r/rese	RVOIF	R .		
	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>		
		NWSESW	5	23N	35E	VALLEY		
Diversion to R	eservoir: DI	VERSION # 1						
Depth:		8.00 FEET						
Surface Area:		0.68 ACRES	S					
Capacity:		4.00 ACRE-						
- · · · · · · · · · · · · · · · · · · ·					CE ARI	EA HAVE BEEN ESTIMATED BY		
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		NWSESW	5	23N	35E	VALLEY		

#### 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.

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165131-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165132-00 STATEMENT OF CLAIM									
	Version:	2 REEXA	MINED							
		Status:	ACTIVE							
Owners:	41 PARK G	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248								
Priority Date:	JANUARY	1, 1950								
Type of Historical Right	: USE									
Purpose(use):	STOCK									
*Flow Rate:	ONSTREA	MRESERV	DIR. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.				
*Volume:	STOCK W/ ANIMAL UI	ATERING PI NIT. ANIMAI	URPOSES	S AT TH	E RAT	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER				
Source Name:	UNNAMED	TRIBUTA	RY OF CA	RPENT	ER CF	REEK				
Source Type:	SURF	ACE WATE	R							
Point of Diversion and N	Aeans of Dive	ersion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> SWNE		<u>Twp</u> 23N		<u>County</u> VALLEY				
*Period of Diversion	: JANUARY	1 TO DECE	MBER 31							
<b>Diversion Means:</b>	DAM									
	THE PERIO	OD OF DIVE	ERSION H	AS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS				

OCTOBER 7, 2020 40E 165132-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SWNESE 23N 35E VALLEY 8 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 8 23N 35E VALLEY SWNESE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165133-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248							
Priority Date:	JANUARY 1, 1950							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF CARPENTER CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENE823N35EVALLEY							
•	ANUMPY 1 TO DECEMBED 21							

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 165133-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENE	<u>Sec</u> 8	<u>Twp</u> 23N	<u>Rge</u> 35E	<u>County</u> VALLEY
Diversion to Re Dam Height: Depth: Surface Area: Capacity:	11 8 5	(ERSION # 1 .00 FEET 3.00 FEET 5.00 ACRES 5.00 ACRE-1	5			
	THE CAPACIT ESTIMATED E	,	GHT,	DEPTH,	AND	SURFACE AREA HAVE BEEN
Period of Use:	JANUARY 1 T	O 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		SWNENE	8	23N	35E	VALLEY
2		E2NWNE	8	23N	35E	VALLEY

#### 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." OCTOBER 7, 2020 40E 165133-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number: 40E 165134-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MITCHEL ETCHART PO BOX C GLASGOW, MT 59230

MARK ETCHART \*\*\*DECEASED\*\*\* PO BOX C GLASGOW, MT 59230

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF LENA COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165135-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MARK ETCHART \*\*\*DECEASED\*\*\* PO BOX C GLASGOW, MT 59230

MITCHEL ETCHART PO BOX C GLASGOW, MT 59230

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):	STOCK
Flow Rate:	
Volume:	
Source Name:	SPRING, UNNAMED TRIBUTARY OF LENA COULEE
Source Name:	UNNAMED TRIBUTARY OF LENA COULEE
Point of Diversion a	nd Means of Diversion:
Period of Use:	
Place of Use:	

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

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

Water Right Number:	40E 165136-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908	
Priority Date:	JANUARY 1, 1946	
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	UNNAMED TRIBUTARY OF SUTHERLAND CREEK	
Source Type:	SURFACE WATER	
Point of Diversion and Means of Diversion:		
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNE523N36EVALLEY	
*Period of Diversion	: JANUARY 1 TO DECEMBER 31	

**Diversion Means:** DAM

OCTOBER 7, 2020 40E 165136-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

		-					
		Govt Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 5	<u>Twp</u> 23N		<u>County</u> VALLEY
	Diversion to Re	eservoir: Dľ	VERSION # 1				
	Dam Height:	3	8.00 FEET				
	Depth:	3	5.50 FEET				
	Surface Area:		4.25 ACRES	5			
	Capacity:	6	0.40 ACRE-	FEET			
		SEE THE RES		ORKSI	HEET IN	N THE	CLAIM FILE FOR ADDITIONAL
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			SWSWNE	5	23N	36E	VALLEY
2			SENW	5	23N	36E	VALLEY

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165136-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165137-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	JULY 1, 1930
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENE523N36EVALLEY
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	SESENE 5 23N 36E VALLEY

**Remarks:** 

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

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE 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."

40E 165138-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

SPRING, UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165139-00 STATEMENT OF CLAIM	
	Version: 3 REEXAMINED	
	Status: ACTIVE	
Owners:	MITCHEL ETCHART PO BOX C GLASGOW, MT 59230	
	MARK ETCHART ***DECEASED*** PO BOX C GLASGOW, MT 59230	
Priority Date:	OCTOBER 27, 1947	
Type of Historical Right	t: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	UNNAMED TRIBUTARY OF LENA COULEE	
Source Type:	SURFACE WATER	
Point of Diversion and Means of Diversion:		
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SWNWNE 20 23N 35E VALLEY	
-	a: JANUARY 1 TO DECEMBER 31 DAM	

*Reser	voir: ON	TREAM Reservoir Name: LENA COULEE RESERVOIR					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWNE	<u>Sec</u> 20	<u>Twp</u> 23N	<u>Rge</u> <u>Co</u> 35E VA	<u>ounty</u> ALLEY
Di	iversion to R	eservoir: [	DIVERSION #	1			
Da	am Height:		11.00 FEET				
D	epth:		8.00 FEET				
Su	irface Area:		3.00 ACRE	S			
Ca	apacity:		20.00 ACRE	FEET			
		THE DEPTH DNRC.	H, DAM HEIGH	IT, ANI	D SURF	ACE ARE	EA HAVE BEEN ESTIMATED BY
		SEE THE C	LAIM MAP IN	THE C	LAIM FI	LE FOR A	ADDITIONAL RESERVOIR DATA.
Period of U	se:	JANUARY 1	TO DECEMB	ER 31			
Place of Use	e:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>Co</u>	ounty
1			SWNWNE	20	23N	35E VA	ALLEY

#### **Remarks:**

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.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165139-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165140-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MARK ETCHART \*\*\*DECEASED\*\*\* PO BOX C GLASGOW, MT 59230

MITCHEL ETCHART PO BOX C GLASGOW, MT 59230

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF LENA COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165141-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MITCHEL ETCHART PO BOX C GLASGOW, MT 59230

MARK ETCHART \*\*\*DECEASED\*\*\* PO BOX C GLASGOW, MT 59230

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK

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

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165142-00 STATEMENT OF CLAIM	
	Version: 3 REEXAMINED	
	Status: ACTIVE	
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230	
Priority Date:	JULY 1, 1888	
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	SPRING, UNNAMED TRIBUTARY OF CARPENTER CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENW2823N36EVALLEY	
Period of Diversion	: JANUARY 1 TO DECEMBER 31	
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE	
Dominal of Ligor		

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			SENW	28	23N	36E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165143-00 STATEMENT OF CLAIM	
	Version: 3 REEXAMINED	
	Status: ACTIVE	
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230	
Priority Date:	JULY 1, 1888	
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	SPRING, UNNAMED TRIBUTARY OF CARPENTER CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWSW2223N36EVALLEY	
Period of Diversion	: JANUARY 1 TO DECEMBER 31	
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE	
Dominal of Ligor		

Period of Use: JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 165143-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<b>Rge County</b>
1			SWSWSW	22	23N	36E VALLEY

#### **Remarks:**

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

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

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

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

## **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165144-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MARK ETCHART \*\*\*DECEASED\*\*\* PO BOX C GLASGOW, MT 59230

MITCHEL ETCHART PO BOX C GLASGOW, MT 59230

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK

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

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165145-00 STATEMENT OF CLAIM			
	Version: 3 REEXAMINED			
	Status: ACTIVE			
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230			
Priority Date:	FEBRUARY 28, 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:	UNNAMED TRIBUTARY OF PLUM CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County			
] *Domind of Dimonsion	SWSWSW 6 23N 36E VALLEY			

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM **OCTOBER 7, 2020** 40E 165145-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> SWSWSW	<u>Sec</u> 6	<u>Twp</u> 23N		<u>County</u> VALLEY
	Diversion to R	eservoir: D	IVERSION #	1			
	Dam Height:		11.00 FEET				
	Depth:		8.00 FEET				
	Surface Area:		2.50 ACRE	S			
	Capacity:		8.00 ACRE	-FEET			
		DNRC.					AREA HAVE BEEN ESTIMATED BY IR ADDITIONAL 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	<u>Rge</u>	County
1			W2SWSW	6	23N	36E	VALLEY
		RIGHT IS A	PPURTENAN	T TO	THE FO	LLOW	AL PUBLIC LANDS. THE WATER ING PRIVATE LANDS: SWSW E 35E, VALLEY COUNTY, MONTANA.

#### Remarks:

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

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

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

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

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

OCTOBER 7, 2020 40E 165145-00 Page 3 of 3

## **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165146-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CARPENTER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENW2623N36EVALLEY
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Domined of Lison	

Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			NWSENW	26	23N	36E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165147-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CARPENTER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW2623N36EVALLEY
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Destal etters	

Period of Use: JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 165147-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1			NWNWSW	26	23N	36E VALLEY

#### **Remarks:**

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

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

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

Water Right Number:	40E 165148-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
Priority Date:	JULY 1, 1888
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CARPENTER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW2323N36EVALLEY
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Period of Use	IANUARY 1 TO DECEMBER 31

Period of Use: JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 165148-00 Page 2 of 2

#### Place of Use:

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

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165149-00	STATEN		AIM	
	Version: 3	REEXAMIN	IED		
	Stat	tus: AC	CTIVE		
Owners:	MARK ETCHAI ***DECEASED* PO BOX C GLASGOW, MT	**			
	MITCHEL ETC PO BOX C GLASGOW, MT				
<b>Priority Date:</b>	JULY 1, 1888				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	CONSISTS OF DITCH SYSTEM	STOCK DR /I. THE FLC	INKING DIRE DW RATE IS	ECTLY FROM THE	ECAUSE THIS USE E SOURCE, OR FROM A MINIMUM AMOUNT DSE.
*Volume:	STOCK WATER ANIMAL UNIT.	RING PURP ANIMAL UN	OSES AT TH	E RATE OF 30 G BE BASED ON RE	SUMPTIVELY USED FOR ALLONS PER DAY PER ASONABLE CARRYING ICED BY THIS WATER
Source Name:	SPRING, UNNA	MED TRIB	BUTARY OF S	SUTHERLAND CR	EEK
Source Type:	SURFACE	WATER			
*Point of Diversion and	Means of Diversion	n:			
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NESESW	<u>Sec</u> <u>Twp</u> 13 23N	<u>Rge</u> <u>County</u> 36E VALLEY	
Period of Diversion	: JANUARY 1 TO	DECEMBE	ER 31		
<b>Diversion Means:</b>	LIVESTOCK D	RECT FRO	M SOURCE		

OCTOBER 7, 2020 40E 165149-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESW	13	23N	36E VALLEY

### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165150-00 STATEMENT OF CLAIM			
	Version: 3 REEXAMINED			
	Status: ACTIVE			
Owners:	MITCHEL_ETCHART PO BOX C GLASGOW, MT 59230			
	MARK ETCHART ***DECEASED*** PO BOX C GLASGOW, MT 59230			
<b>Priority Date:</b>	JULY 1, 1888			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and	Means of Diversion:			
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NESWSW 13 23N 36E VALLEY			
	n: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			

OCTOBER 7, 2020 40E 165150-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NESWSW	13	23N	36E VALLEY

### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165151-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230				
Priority Date:	JULY 1, 1888				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF CARPENTER CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County SENWSW 23 23N 36E VALLEY				
•	SENWSW 23 23N 36E VALLEY I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	JANUARY 1 TO DECEMBER 31				

OCTOBER 7, 2020 40E 165151-00 Page 2 of 2

#### Place of Use:

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

#### **Remarks:**

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

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number: 40E 165152-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MITCHEL ETCHART PO BOX C GLASGOW, MT 59230

MARK ETCHART \*\*\*DECEASED\*\*\* PO BOX C GLASGOW, MT 59230

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK

Point of Diversion and Means of Diversion:

**Period of Use:** 

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

## **IMPORTANT NOTICE**

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

Water Right Number:	40E 165153-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
Source Type:	GROUNDWATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt Lot         Qtr Sec         Sec         Twp         Rge         County           NENWNW         15         23N         36E         VALLEY
-	NENWNW 15 23N 36E VALLEY I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

### \*Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NENWNW	15	23N	36E VALLEY
		RIGHT IS A	PURTENAN	T TO T	THE FO	EDERAL PUBLIC LANDS. THIS WATER LLOWING PRIVATE LANDS: SWSW RANGE 35 EAST, VALLEY COUNTY,

#### **Remarks:**

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

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

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

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Water Right Number:	40E 165154-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
Source Type:	GROUNDWATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
-	SESENW 15 23N 36E VALLEY I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENE	15	23N	36E VALLEY
		RIGHT IS APP	URTENAN	T TO T	THE FO	EDERAL PUBLIC LANDS. THIS WATER LLOWING PRIVATE LANDS: SWSW RANGE 35 EAST, VALLEY COUNTY,

#### **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:	40E 165155-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
Source Type:	GROUNDWATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County NWSWNE 15 23N 36E VALLEY
-	NWSWNE 15 23N 36E VALLEY I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWSWNE	15	23N	36E VALLEY
		RIGHT IS AF	PURTENAN	ТТОТ	THE FO	EDERAL PUBLIC LANDS. THIS WATER LLOWING PRIVATE LANDS: SWSW RANGE 35 EAST, VALLEY COUNTY,

#### **Remarks:**

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

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

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### **IMPORTANT NOTICE**

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Water Right Number:	40E 165156-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	MARK_ETCHART ***DECEASED*** PO BOX C GLASGOW, MT 59230
	MITCHEL_ETCHART PO BOX C GLASGOW, MT 59230
<b>Priority Date:</b>	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE1523N36EVALLEY
Period of Diversion Diversion Means:	E JANUARY 1 TO DECEMBER 31 FLOWING

Period of Use: JANUARY 1 TO DECEMBER 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			SENE	15	23N	36E VALLEY	
		RIGHT IS APP	URTENAN	т то т	THE FO	EDERAL PUBLIC LANDS. THIS WAT LLOWING PRIVATE LANDS: SWSW RANGE 35 EAST, VALLEY COUNTY,	

#### **Remarks:**

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	40E 165157-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CARPENTER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNE2723N36EVALLEY
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Pariod of Use	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	<b>Rge County</b>
1			NESWNE	27	23N	36E VALLEY

### Remarks:

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

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

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

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

## **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165158-00 STATEMENT OF CLAIM			
	Version: 3 REEXAMINED			
	Status: ACTIVE			
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230			
Priority Date:	JULY 1, 1888			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF CARPENTER CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENE2723N36EVALLEY			
Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			
Dariad of Usar	IANUARY 1 TO DECEMBER 31			

Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> County
1			NWNENE	27	23N	36E VALLEY

#### Remarks:

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

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

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

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Water Right Number:	40E 165159-00 STATEMENT OF CLAIM			
	Version: 3 REEXAMINED			
	Status: ACTIVE			
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230			
Priority Date:	JULY 1, 1888			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF CARPENTER 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> NWNWNE 27 23N 36E VALLEY			
•	NWNWNE 27 23N 36E VALLEY I: JANUARY 1 TO DECEMBER 31			
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE			
Period of Use:	JANUARY 1 TO DECEMBER 31			

OCTOBER 7, 2020 40E 165159-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			NWNWNE	27	23N	36E VALLEY

#### Remarks:

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

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	40E 1651	0-00 STATE	MENT OF CLAIN	N	
	Version:	1 ORIGINAL	RIGHT		
		Status: W	/ITHDRAWN		
Owners:	PO BOX 9	N PRAIRIE FOU )8 , MT 59771 090	-		
Priority Date:					
Enforceable Price	ority Date:				
Type of Historical Right	t:				
Purpose (use):	STOCK				
Flow Rate:					
Volume:					
Source Name:	SPRING, l	INNAMED TRI	BUTARY OF SQ	UARE CREEK	
Point of Diversion and I	Means of Div	ersion:			
Period of Use:					
Place of Use:					

### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165161-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908			
<b>Priority Date:</b>	JULY 1, 1888			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH COULEE			
Source Type:	GROUNDWATER			
	ALSO KNOWN AS BARTH SPRING			
Point of Diversion and	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSE2524N34EVALLEY			
Period of Diversion	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	FLOWING			
Period of Use:	JANUARY 1 TO DECEMBER 31			

### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			SENWSE	25	24N	34E VALLEY

#### **Remarks:**

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

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

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

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

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Water Right Number:	40E 165162-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908		
Priority Date:	JULY 1, 1888		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF BROKEN BOW COULEE		
Source Type:	GROUNDWATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>		
-	SENWNW 25 24N 34E VALLEY I: JANUARY 1 TO DECEMBER 31		
Diversion Means:	FLOWING		
Period of Use:	JANUARY 1 TO DECEMBER 31		

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			SENWNW	25	24N	34E VALLEY

#### **Remarks:**

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

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

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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:	40E 165163-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
Priority Date:	JANUARY 1, 1950					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SQUARE CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County					
•	NESESE 6 24N 35E VALLEY					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 165163-00 Page 2 of 3

*Reservoir: ON	ISTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NESESE	<u>Sec</u> 6	<u>Twp</u> 24N	Rge County 35E VALLEY	,
Diversion to R	Reservoir: DIV	ERSION # 1				
Dam Height:	3	3.00 FEET				
Depth:	2	2.00 FEET				
Surface Area:	C	0.10 ACRES	6			
Capacity:	C	.08 ACRE-	FEET			
	SEE THE RES RESERVOIR I		ORKS	HEET II	N THE CLAIM F	ILE FOR ADDITIONAL
Period of Use:	JANUARY 1 T	O DECEMBE	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		NESESE	6	24N	35E VALLEY	,

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165163-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	•: 40E 165164-00 STATEMENT OF CLAIM					
	Version: 3	- REEXAMINED				
	Sta	atus: ACTIVE				
Owners:	PAGE WHITHA 5TH ST S GLASGOW, M	AM LAND & CATTLE T 59230				
Priority Date:	JULY 1, 1888					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS OF DITCH SYSTE	LOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE F STOCK DRINKING DIRECTLY FROM THE SOURCE OR FROM A M. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT Y NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	STOCKWATER ANIMAL UNIT.	NCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR RING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING ID HISTORICAL USE OF THE AREA SERVICED BY THIS WATER				
Source Name:	SPRING, UNN	AMED TRIBUTARY OF SUTHERLAND CREEK				
Source Type:	GROUND	DWATER				
	ALSO KNOWN	NAS ANDYS SPRING				
Point of Diversion and I	Means of Diversio	on:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
		SENESE 11 24N 35E VALLEY				
Period of Diversion Diversion Means:	FLOWING	U DECEMBER 31				
Period of Use:		O DECEMBER 31				
I CHOU OF USC.	5, 110, 111					

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENESE	11	24N	35E VALLEY
		RIGHT IS APP	PURTENAN	ТТОТ	THE FO	EDERAL PUBLIC LANDS. THIS WATER LLOWING PRIVATE LANDS: SWSW RANGE 35 EAST, VALLEY COUNTY,

#### **Remarks:**

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

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### **IMPORTANT NOTICE**

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Water Right Number:	r: 40E 165165-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
Priority Date:	JULY 1, 1888					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK					
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> NWSWNE 19 24N 35E VALLEY					
-	: JANUARY 1 TO DECEMBER 31					
Diversion Means:	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			NWSWNE	19	24N	35E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165166-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	JULY 1, 1888				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWSW 28 24N 35E VALLEY				
·	NWSWSW 28 24N 35E VALLEY I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	FLOWING				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge County
1			NWSWSW	28	24N	35E VALLEY

#### Remarks:

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

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

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

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Water Right Number:	40E 165167-00 STATEMENT OF CLAIM						
	Version:	2 REE	XAMIN	IED			
		Status:	AC	CTIVE			
Owners:	JULIE A BI 41 PARK ( NASHUA,	GROVE DF	R				
Priority Date:	JANUARY	1, 1950					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	M RESER	VOIR.	THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCK W	ATERING NIT. ANIM	PURP AL UN	OSES IITS S	S AT TH HALL E	IE RAT BE BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED	TRIBUT	ARY C	F PLI	JM CRE	EEK	
Source Type:	SURF	FACE WA	ΓER				
Point of Diversion and M	Aeans of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qt</u> SEN	<u>r Sec</u> NSE	<u>Sec</u> 29	<u>Twp</u> 24N		<u>County</u> VALLEY
*Period of Diversion	: JANUARY	1 TO DEC	CEMBE	ER 31			
<b>Diversion Means:</b>	DAM						
	THE PERI CLAIM.	od of di	VERSI	ON H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS

OCTOBER 7, 2020 40E 165167-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWSE 35E VALLEY 29 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 29 24N 35E VALLEY S2NWSE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

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Water Right Number:	40E 165168-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
<b>Priority Date:</b>	JULY 1, 1888				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF SMITH COULEE				
Source Type:	GROUNDWATER				
	ALSO KNOWN AS KLINE SPRING				
Point of Diversion and	Means of Diversion:				
ID 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWSW 30 24N 35E VALLEY				
Period of Diversion: JANUARY 1 TO DECEMBER 31					
Diversion Means:	FLOWING				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			NESWSW	30	24N	35E VALLEY

#### Remarks:

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

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

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

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Water Right Number:	40E 165169-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
Priority Date:	JANUARY 1, 1950
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165169-00 Page 2 of 3

Point of Diversion and N	Means of Diversion	n:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWSE	<u>Sec</u> 32	<u>Twp</u> 24N		<u>County</u> VALLEY
*Period of Diversion Diversion Means:	: JANUARY 1 TC DAM	DECEMB	ER 31			
*Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWSE	<u>Sec</u> 32	<u>Twp</u> 24N		<u>County</u> VALLEY
Diversion to R	eservoir: DIVE	RSION # <sup>·</sup>	1			
Dam Height:	12.	00 FEET				
Depth:	9.0	00 FEET				
Surface Area:	4.4	42 ACRES	S			
Capacity:	15.9	91 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	Rge	County
1		NENWSE	32	24N	35E	VALLEY
2		S2SWNE	32	24N	35E	VALLEY

#### **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**

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Water Right Number:	40E 165170-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
Priority Date:	JULY 1, 1888
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK GROUNDWATER

OCTOBER 7, 2020 40E 165170-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Twp ID **Govt Lot** Qtr Sec Rge County Sec 1 NWSWSW 34 24N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 NWSWSW 34 24N 35E VALLEY

#### **Remarks:**

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Water Right Number:	40E 165171-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
Source Type:	GROUNDWATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSENW <u>35</u> 24N <u>35</u> E VALLEY
-	SWSENW 35 24N 35E VALLEY 1: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 165171-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			SWSENW	35	24N	35E VALLEY

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Water Right Number:	40E 165172-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230
*Priority Date:	DECEMBER 31, 1920
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 SQUARE CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
-	NENWSW 7 24N 35E VALLEY I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<u>Rge</u> <u>County</u>	
1			NENWSW	7	24N	35E VALLEY	
		RIGHT IS AF	PURTENAN	г то т	THE FO	EDERAL PUBLIC LANDS. THIS WATER DLLOWING PRIVATE LANDS: SWSW RANGE 35 EAST, VALLEY COUNTY,	

#### **Remarks:**

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Water Right Number:	40E 165173-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNE 7 24N 35E VALLEY
-	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			SESWNE	7	24N	35E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165174-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
Source Type:	GROUNDWATER
	ALSO KNOWN AS CHITTICK SPRING
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW1024N35EVALLEY
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			NESESW	10	24N	35E VALLEY

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165175-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
-	NESENW 10 24N 35E VALLEY : JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	<b><u>Rge</u></b> County
1			SENW	10	24N	35E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165176-00 STATEMENT OF CLAIM			
	Version: 3 REEXAMINED			
	Status: ACTIVE			
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230			
Priority Date:	JULY 1, 1888			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
•	NWSWNE 14 24N 35E VALLEY 1: JANUARY 1 TO DECEMBER 31			
Diversion Means:	FLOWING			
Period of Use:	JANUARY 1 TO DECEMBER 31			

#### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			NWSWSE	14	24N	35E	VALLEY
		RIGHT IS AP	PURTENAN	ТТОТ	THE FO	LLOWI	AL PUBLIC LANDS. THIS WATER NG PRIVATE LANDS: SWSW E 35 EAST, VALLEY COUNTY,

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165177-00 STATEMENT OF CLAIM			
	Version: 3 REEXAMINED			
	Status: ACTIVE			
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230			
Priority Date:	JULY 1, 1888			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF SUTHERLAND CREEK			
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			
•	NWNWNW 14 24N 35E VALLEY 1: JANUARY 1 TO DECEMBER 31			
Diversion Means:	FLOWING			
Period of Use:	JANUARY 1 TO DECEMBER 31			

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWNWNW	14	24N	35E VALLEY
		RIGHT IS AF	PURTENAN	ТТОТ	THE FO	EDERAL PUBLIC LANDS. THIS WATER LLOWING PRIVATE LANDS: SWSW RANGE 35 EAST, VALLEY COUNTY,

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165178-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908			
<b>Priority Date:</b>	JULY 1, 1888			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK			
Source Type:	GROUNDWATER			
	ALSO KNOWN AS HALF MOON SPRING			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE1724N35EVALLEY			
Period of Diversior	I: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	FLOWING			
Period of Use:	JANUARY 1 TO DECEMBER 31			

OCTOBER 7, 2020 40E 165178-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b>Rge County</b>
1			NENENE	17	24N	35E VALLEY

#### 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:	40E 165179-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908			
Priority Date:	JULY 1, 1888			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUARE CREEK			
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> SESWNW 17 24N 35E VALLEY			
•	: JANUARY 1 TO DECEMBER 31			
Diversion Means:	FLOWING			
Period of Use:	JANUARY 1 TO DECEMBER 31			

OCTOBER 7, 2020 40E 165179-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1			SWSWNW	17	24N	35E VALLEY

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number: 40E 165180-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

**Owners:** 

PHILIP J GIBBS PO BOX 94 JORDAN, MT 59337

LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF ROMINE COULEE

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 TEMPORARY 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:	40E 16518	<b>31-00</b> STAT	EMENT	OF CL	AIM	
	Version:	3 REEXAN	IINED			
		Status:	ACTIV	Ē		
Owners:	LEE L GIB 2913 HOR CIRCLE, N	SE CREEK RI	)			
*Priority Date:	JUNE 10, 1	1949				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	20.00 GPN	1				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUND	WATER				
Source Type:	GRO	UNDWATER				
Point of Diversion and I	Means of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Se</u> SWNWSE		<u>Тwp</u> 21N		<u>County</u> MCCONE
Period of Diversion	: APRIL 15	TO SEPTEMB	ER 15			
<b>Diversion Means:</b>	WELL					
Period of Use:	APRIL 15	TO SEPTEMB	ER 15			
Place of Use:						
ID <u>Acres</u>	Govt Lot	Qtr Se	<u>sec</u>	Twp	Rge	County
1		SWNWS	E 28	21N	44E	MCCONE

**Remarks:** 

OCTOBER 7, 2020 40E 165181-00

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.

165181-00 165189-00

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

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number: 40E 165182-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

**Owners:** 

PHILIP J GIBBS PO BOX 94 JORDAN, MT 59337

LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF ROMINE COULEE

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 TEMPORARY 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: 40E 165183-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

**Owners:** 

LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215

PHILIP J GIBBS PO BOX 94 JORDAN, MT 59337

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF COAL 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 TEMPORARY 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: 40E 165184-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

**Owners:** 

PHILIP J GIBBS PO BOX 94 JORDAN, MT 59337

LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF COAL 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 TEMPORARY 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:	40E 165185-0	O STATE	MENT	OF CLA	AIM	
	Version: 3	- REEXAMI	NED			
	St	atus: A	CTIVE			
Owners:	LEE L GIBBS 2913 HORSE CIRCLE, MT 5					
*Priority Date:	JUNE 10, 195	6				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	STOCK WATE ANIMAL UNIT	RING PURF . ANIMAL UI	POSES	S AT TH SHALL E	IE RAT BE BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUNDWA	TER				
Source Type:	GROUNI	OWATER				
Point of Diversion and I	Means of Diversi	on:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWSENW	<u>Sec</u> 4	<u>Twp</u> 20N		<u>County</u> MCCONE
Period of Diversion		OCTOBER	1			
<b>Diversion Means:</b>	WELL					
Period of Use:	MARCH 1 TO	OCTOBER '	1			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SWSENW	4	20N	44E	MCCONE

**Remarks:** 

OCTOBER 7, 2020 40E 165185-00

Page 2 of 2

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

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165186-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

**Owners:** 

LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215

PHILIP J GIBBS PO BOX 94 JORDAN, MT 59337

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF COAL 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 TEMPORARY 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: 40E 165187-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

**Owners:** 

LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215

PHILIP J GIBBS PO BOX 94 JORDAN, MT 59337

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: ROMINE COULEE

**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 TEMPORARY 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: 40E 165188-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

**Owners:** 

LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215

PHILIP J GIBBS PO BOX 94 JORDAN, MT 59337

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: ROMINE COULEE

**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 TEMPORARY 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:	40E 165189-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215
*Priority Date:	JUNE 10, 1949
Type of Historical Right	: USE
Purpose(use):	DOMESTIC
Flow Rate:	20.00 GPM
Volume:	2.00 AC-FT
Households:	2
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSE2821N44EMCCONE
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 Sec Twp Rge County</u>
1	SWNWSE 28 21N 44E MCCONE

Remarks:

OCTOBER 7, 2020 40E 165189-00

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.

165181-00 165189-00

CLAIM FILED 5/3/1982 . THIS IS AN EXEMPT RIGHT VOLUNTARILY FILED UNDER SECTION 85-2-222, MCA.

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165190	D-00 STATEN	MENT	OF CLA	١М			
	Version:	2 REEXAMIN	NED					
		Status: A	CTIVE					
Owners:	WALTER & 401 SPRINC	IILY REVOCAE CORINNE DAL G VALLEY RD IT 59248 9058						
Priority Date:	DECEMBER	R 31, 1972						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	15.00 GPM							
Volume:	1.50 AC-FT							
Households:	2							
Maximum Acres:	0.25							
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)							
Source Type:	SURF	ACE WATER						
Point of Diversion and M	Means of Dive	rsion:						
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWNENE	<u>Sec</u> 26	<u>Twp</u> 26N		<u>County</u> VALLEY		
Period of Diversion		1 TO DECEMB	ER 31					
<b>Diversion Means:</b>	PUMP							
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 0.25			~~~	OCN	405			
		SENENE	26	26N	40E	VALLEY		

#### **Remarks:**

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

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 317.

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165191-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
*Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	JUNE 1, 1972
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County SESWSW 36 25N 28E PHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM

OCTOBER 7, 2020 40E 165191-00 Page 2 of 3

*Reservoir: ON	STREAM					
	Govt Lot	<u>Qtr Sec</u> SESWSW	<u>Sec</u> 36	<u>Twp</u> 25N		<u>County</u> PHILLIPS
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: D	IVERSION # 1 9.00 FEET 6.00 FEET 1.77 ACRES 4.25 ACRE-	6			
		ITY, DAM HEI IATED BY DN	-	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSW	36	25N	28E	PHILLIPS

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165191-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 16519	92-00 STATEMENT OF CLAIM
	Version:	3 REEXAMINED
		Status: ACTIVE
Owners:	MARTAWI % MIKE VI PO BOX 1 MALTA, M	638
Priority Date:	SEPTEMB	BER 1, 1933
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	ONSTREA	IC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS AM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	STOCKWA ANIMAL U	HT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR ATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER INIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING Y AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER
*Source Name:	UNNAME	D TRIBUTARY OF INTERIOR DRAINAGE
Source Type:	SURI	FACE WATER
Point of Diversion and I	Means of Div	/ersion:
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENESW 26 25N 28E PHILLIPS
*Period of Diversion	: JANUARY	( 1 TO DECEMBER 31
Diversion Means.	ΠΔΜ	

Diversion Means: DAM

**OCTOBER 7, 2020** 40E 165192-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> NENESW		<u>Twp</u> 25N		<u>County</u> PHILLIPS
	Diversion to R	eservoir:	DIVERSION #	1			
	Dam Height:		9.00 FEET				
	Depth:		6.00 FEET				
	Surface Area:		1.36 ACRE	S			
	Capacity:		3.26 ACRE	-FEET			
			CITY, DAM HE IMATED BY DI		MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period o	f Use:	JANUARY	1 TO DECEME	3ER 31			
*Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			NENESW	26	25N	28E	PHILLIPS
		APPURTE	NANT TO THE	CLAI	MANT'S	PRIVA	AL PUBLIC LAND. THIS RIGHT IS ATE LAND IN SECTION 21, , PHILLIPS COUNTY, MONTANA.

#### Remarks:

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

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

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

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

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

OCTOBER 7, 2020 40E 165192-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165193-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARTAWN S VESETH % MIKE VESETH PO BOX 1638 MALTA, MT 59538
<b>Priority Date:</b>	JUNE 1, 1890
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	INTERIOR DRAINAGE
Source Type:	SURFACE WATER
	POTHOLE LAKE
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> SW 25 25N 28E PHILLIPS
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	Qtr Sec	<u>Sec</u>	Twp	Rge County
1			SW	25	25N	28E PHILLIPS

#### Remarks:

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

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165194-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	MARTAWN S VESETH % MIKE VESETH PO BOX 1638 MALTA, MT 59538	
Priority Date:	AUGUST 1, 1972	
Type of Historical Right	USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THE 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 FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
*Source Name:	INTERIOR DRAINAGE	
Source Type:	SURFACE WATER	
Point of Diversion and I	Jeans of Diversion:	
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSE3425N28EPHILLIPS	
*Period of Diversion	: JANUARY 1 TO DECEMBER 31	
<b>Diversion Means:</b>	DAM	

OCTOBER 7, 2020 40E 165194-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Sec Twp **Rge** County NESWSE 25N 28E PHILLIPS 34 **DIVERSION #1 Diversion to Reservoir:** 9.00 FEET Dam Height: 6.00 FEET Depth: **Surface Area:** 5.16 ACRES Capacity: 12.38 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 Acres Govt Lot Qtr Sec <u>Sec</u> Twp Rge County 1 SENWSE 34 25N 28E PHILLIPS 2 SWNESE 34 25N 28E PHILLIPS 3 NESWSE 34 25N 28E PHILLIPS 4 NWSESE 34 25N 28E PHILLIPS

#### Remarks:

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165194-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165195-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MARTAWN S VESETH % MIKE VESETH PO BOX 1638 MALTA, MT 59538					
<b>Priority Date:</b>	JUNE 1, 1890					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SHED LAKE					
Source Type:	SURFACE WATER					
SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.						
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSW3425N28EPHILLIPS					
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	Qtr Sec	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWSW	34	25N	28E PHILLIPS

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165196-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MARTAWN S VESETH % MIKE VESETH PO BOX 1638 MALTA, MT 59538			
<b>Priority Date:</b>	JUNE 1, 1972			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SURFACE WATER			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNE3425N28EPHILLIPS			
Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM			

OCTOBER 7, 2020 40E 165196-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNE	<u>Sec</u> 34	<u>Twp</u> 25N	<u>Rge</u> 28E	<u>County</u> PHILLIPS
Diversio	on to Reservoir: DI	VERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		NENWNE	34	25N	28E	PHILLIPS

#### **Remarks:**

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

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165197-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MARTAWN S VESETH % MIKE VESETH PO BOX 1638 MALTA, MT 59538					
<b>Priority Date:</b>	SEPTEMBER 1, 1972					
Type of Historical Right: USE						
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SHED LAKE					
Source Type:	SURFACE WATER					
	SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.					
Point of Diversion and Means of Diversion:						
ID 1 *Deviced of Dimension	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SENWNW     34     25N     28E     PHILLIPS					
*Period of Diversion Diversion Means:	DAM					

Govt LotQtr SecSecTwpRgeCountySENWNW3425N28EPHILLIPS	
Diversion to Reservoir: DIVERSION # 1	
Dam Height: 9.00 FEET	
Depth: 6.00 FEET	
Surface Area: 3.42 ACRES	
Capacity: 8.21 ACRE-FEET	
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE BEEN ESTIMATED BY DNRC.	E 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 SENWNW 34 25N 28E PHILLIPS	

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165197-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165198-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MARTAWN S VESETH % MIKE VESETH PO BOX 1638 MALTA, MT 59538				
<b>Priority Date:</b>	SEPTEMBER 1, 1971				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	INTERIOR DRAINAGE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESW3525N28EPHILLIPS				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM				

*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SENESW	<u>Sec</u> 35	<u>Twp</u> 25N	<u>Rge</u> 28E	<u>County</u> PHILLIPS
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	9 6 2	(ERSION # 1 0.00 FEET 0.00 FEET 0.52 ACRES 0.12 ACRE-	6			
	THE CAPACIT			MAXIMU	JM DE	PTH, 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		SENESW	35	25N	28E	PHILLIPS

### **Remarks:**

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

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

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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:	ber: 40E 165199-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	MARTAWN S VESETH % MIKE VESETH PO BOX 1638 MALTA, MT 59538							
<b>Priority Date:</b>	SEPTEMBER 1, 1971							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
*Source Name:	INTERIOR DRAINAGE							
Source Type:	SURFACE WATER							
Point of Diversion and	Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENE3525N28EPHILLIPS							
*Period of Diversion	n: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							

OCTOBER 7, 2020 40E 165199-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENE	<u>Sec</u> 35	<u>Twp</u> 25N		<u>County</u> PHILLIPS
Diversion to Ro Dam Height: Depth: Surface Area:	eservoir: D	VERSION # 1 7.00 FEET 4.00 FEET 3.55 ACRES				
Capacity:		5.68 ACRE-				
		ITY, DAM HEI MATED BY DN	'	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SWNENE	35	25N	28E	PHILLIPS

#### **Remarks:**

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#### **IMPORTANT NOTICE**

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Water Right Number:	40E 1652	00-00	STATE	MENT	OF CLA	MIA	
	Version:	3 R	EEXAMIN	NED			
		Statu	s: A	CTIVE			
Owners:	BLEVINS   1909 NW ( LAWTON,	OAK					
Priority Date:	MAY 1, 19	46					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SY	S OF S STEM.	TOCK DF	RINKIN OW R	IG DIRE ATE IS I	ECTLY LIMITE	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERII NIT. AN AND I	NG PURF NIMAL UN	POSES	S AT TH SHALL E	E RAT	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	BEAR CR	EEK					
Source Type:	SUR	FACE V	VATER				
*Point of Diversion and N	Aeans of Div	version:					
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>	Sec	Twp		County
1 *Period of Diversion				13	25N	42E	MCCONE
*Period of Diversion Diversion Means:	LIVESTO				URCE		
2		on Dir	S2SE	13	25N	42E	MCCONE
*Period of Diversion	: APRIL 15	TO NO					
<b>Diversion Means:</b>	LIVESTO				URCE		

\*Point of Diversion and Means of Diversion: ID Govt Lot **Otr Sec Rge** County Sec Twp 3 SW 13 25N 42E MCCONE Period of Diversion: APRIL 15 TO NOVEMBER 15 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 42E MCCONE N2NE 14 25N 4 \*Period of Diversion: APRIL 15 TO NOVEMBER 15 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SENE 14 25N 42E MCCONE 5 \*Period of Diversion: APRIL 15 TO NOVEMBER 15 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 42E MCCONE SE 14 25N 6 Period of Diversion: APRIL 15 TO NOVEMBER 15 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 42E MCCONE 7 N2NE 24 25N Period of Diversion: APRIL 15 TO NOVEMBER 15 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SWSWSW 43E MCCONE 8 18 25N Period of Diversion: APRIL 15 TO NOVEMBER 15 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 9 S2NE 19 25N 43E MCCONE Period of Diversion: APRIL 15 TO NOVEMBER 15 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 NW 19 25N 43E MCCONE \*Period of Diversion: APRIL 15 TO NOVEMBER 15 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 11 N2SE 19 25N 43E MCCONE \*Period of Diversion: APRIL 15 TO NOVEMBER 15 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 43E MCCONE 12 W2SW 19 25N \*Period of Diversion: APRIL 15 TO NOVEMBER 15 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 26 25N 43E MCCONE S2 13 Period of Diversion: APRIL 15 TO NOVEMBER 15 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** SENE 25N 43E MCCONE 27 14 Period of Diversion: APRIL 15 TO NOVEMBER 15 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 15 S2NW 27 25N 43E MCCONE \*Period of Diversion: APRIL 15 TO NOVEMBER 15 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 25N 43E MCCONE S2 27 16 \*Period of Diversion: APRIL 15 TO NOVEMBER 15 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 43E MCCONE 17 NE 28 25N Period of Diversion: APRIL 15 TO NOVEMBER 15 LIVESTOCK DIRECT FROM SOURCE **Diversion Means: Period of Use: APRIL 15 TO NOVEMBER 15** 

OCTOBER 7, 2020 40E 165200-00 Page 3 of 4

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NESE	13	25N	42E MCCONE
2			S2SE	13	25N	42E MCCONE
3			SW	13	25N	42E MCCONE
4			N2NE	14	25N	42E MCCONE
5			SENE	14	25N	42E MCCONE
6			SE	14	25N	42E MCCONE
7			N2NE	24	25N	42E MCCONE
8			SWSWSW	18	25N	43E MCCONE
9			S2NE	19	25N	43E MCCONE
10			NW	19	25N	43E MCCONE
11			N2SE	19	25N	43E MCCONE
12			W2SW	19	25N	43E MCCONE
13			S2	26	25N	43E MCCONE
14			SENE	27	25N	43E MCCONE
15			S2NW	27	25N	43E MCCONE
16			S2	27	25N	43E MCCONE
17			NE	28	25N	43E MCCONE

#### Remarks:

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

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

THIS CLAIM APPEARS TO DIVERT WATER FROM 2 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." OCTOBER 7, 2020 40E 165200-00 Page 4 of 4

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165201-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DANIEL A MUNIAK PO BOX 443 JORDAN, MT 59337
	PAULA T MUNIAK PO BOX 443 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1920
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING CREEK
Source Type:	SURFACE WATER
*Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165201-00 Page 2 of 3

Point of Diversion and Means of Diversion:							
				a	T	ъ	<b>C</b> (
	D	Govt Lot	<u>Qtr Sec</u>	Sec			County
1			SESE	23	20N	32E	GARFIELD
	Source Name:	SPRING CREEK					
	Period of Diversion:	JANUARY 1 TO	DECEMBI	ER 31			
	<b>Diversion Means:</b>	LIVESTOCK DIF	RECT FRC	M SO	URCE		
2		SV	VSWSW	24	20N	32E	GARFIELD
	Source Name:	SPRING CREEK	ζ.				
	Period of Diversion:	JANUARY 1 TO	DECEMBI	ER 31			
	<b>Diversion Means:</b>	LIVESTOCK DIF	RECT FRC	M SO	URCE		
3			E2E2E2	26	20N	32E	GARFIELD
	*Source Name:	UNNAMED TRIE	BUTARY O	F SPF	RING CF	REEK	
	Period of Diversion:	JANUARY 1 TO	DECEMBI	ER 31			
	<b>Diversion Means:</b>	LIVESTOCK DIF	RECT FRC	M SO	URCE		
4			W2W2	25	20N	32E	GARFIELD
	Source Name:	SPRING CREEK	ζ.				
	Period of Diversion:	JANUARY 1 TO	DECEMBI	ER 31			
	<b>Diversion Means:</b>	LIVESTOCK DIF	RECT FRC	M SO	URCE		
Per	iod of Use:	JANUARY 1 TO	DECEMBE	ER 31			
Pla	ce of Use:						
-		a	<u> </u>	a	m	-	<b>a</b> ,

:	ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
	1			SWSWSW	24	20N	32E	GARFIELD
	2			W2W2	25	20N	32E	GARFIELD
	3			SESE	23	20N	32E	GARFIELD
	4			E2E2E2	26	20N	32E	GARFIELD

#### **Remarks:**

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165201-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165202-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	BLEVINS RANCH LLC 1909 NW OAK LAWTON, OK 73507 4527							
<b>Priority Date:</b>	MAY 1, 1935							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	SPRING, UNNAMED TRIBUTARY OF BEAR CREEK							
Source Type:	GROUNDWATER							
	ALSO KNOWN AS BLEVINS SPRING							
Point of Diversion and	Point of Diversion and Means of Diversion:							
ID 1	Govt LotQtr SecSecTwpRgeCountyNESWSE2725N43EMCCONE							
Period of Diversion	APRIL 15 TO NOVEMBER 15							
<b>Diversion Means:</b>	FLOWING							
Period of Use:	APRIL 15 TO NOVEMBER 15							

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b>Rge County</b>
1			NESWSE	27	25N	43E MCCONE

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	ber: 40E 165203-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	BLEVINS RANCH LLC 1909 NW OAK LAWTON, OK 73507 4527						
Priority Date:	JULY 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF BEAR CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and M	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESE3325N43EMCCONE						
	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 165203-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp NWNESE 43E MCCONE 33 25N **DIVERSION #1 Diversion to Reservoir: APRIL 15 TO NOVEMBER 15 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 43E MCCONE NWNESE 33 25N 2 SWSENE 33 25N 43E MCCONE ..... ......

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

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

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

#### **IMPORTANT NOTICE**

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

## OBJECTIONS MAY 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: 40E 165363-00 STATEMENT OF CLAIM								
	v er bronn	3 REEXAMII Status: A	NED CTIVE						
Owners:	PINES CABIN ASSOCIATION PO BOX 1167 GLASGOW, MT 59230 1167								
Priority Date:	DECEMBER	DECEMBER 31, 1950							
Type of Historical Right:									
Purpose(use):	RECREATIO	ON							
Purpose Clarification	n: THE PINE	ES RECREATI	ON AF	REA					
Flow Rate:	30.00 GPM								
*Volume:	36.00 AC-F1	Г							
*Source Name: Source Type:	MISSOURI RIVER (FORT PECK LAKE) SURFACE WATER								
*Point of Diversion and I	Means of Diver	rsion:							
1 1 *Period of Diversion Diversion Means:	Govt Lot : MARCH 1 T PUMP	<u>Qtr Sec</u> NWNENW O DECEMBEI	19	<u>Twp</u> 24N		<u>County</u> VALLEY			
*Period of Use:	MARCH 1 T	O DECEMBER	R 1						
Place of Use:									
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>			
1		NW	19	24N	40E	VALLEY			

#### **Remarks:**

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

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

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

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

NO TYPE OF HISTORICAL RIGHT WAS CLAIMED. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT WAS NOT SUBMITTED WITH THIS CLAIM.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165364-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use):RECREATIONFlow Rate:

Volume:

MISSOURI RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Source Name:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 08/17/2015.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165365-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use):FISH AND WILDLIFEFlow Rate:Volume:Source Name:MISSOURI RIVERPoint of Diversion and Means of Diversion:Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/08/2015.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165366-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use):RECREATIONFlow Rate:

Volume:

MISSOURI RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Source Name:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/08/2015.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165367-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): NAVIGATION

Flow Rate:

Volume:

MISSOURI RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Source Name:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/08/2015.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165368-00 S	STATEMENT OF CLAIM
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Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): POWER GENERATION, NONCONSUMPTIVE

Flow Rate:

Volume:

MISSOURI RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Source Name:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 04/26/2016.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165369-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): POWER GENERATION, NONCONSUMPTIVE

Flow Rate:

Volume:

MISSOURI RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Source Name:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/08/2015.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165370-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use):FLOOD CONTROLFlow Rate:Volume:Volume:MISSOURI RIVERPoint of Diversion and Means of Diversion:Period of Use:

Place of Use:

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/08/2015.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165371-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: WITHDRAWN

Owners: USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):IRRIGATIONFlow Rate:Volume:Source Name:MISSOURI RIVER (FORT PECK LAKE)Point of Diversion and Means of Diversion:Period of Use:Place of Use:Volume:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 04/26/2016.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165372-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: DISMISSED

Owners: USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): MUNICIPAL Flow Rate:

Volume:

MISSOURI RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Source Name:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT.

#### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165373-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): NAVIGATION

Flow Rate:

Volume:

MISSOURI RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Source Name:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/08/2015.

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 16537	74-00 STA	TEMENT	OF CLA	IM	
	Version:	2 REEXA	MINED			
		Status:	ACTIVE			
Owners:	79 BONNI	R FEWER E ST V, MT 59230	2110			
Priority Date:	JULY 15, 1	933				
Type of Historical Right	: USE					
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:	STOCK W	ATERING PI NIT. ANIMAL	JRPOSE	S AT THE SHALL B	E RAT E BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
*Source Name:	UNNAME	D TRIBUTAF		SSOURI	RIVE	R (FORT PECK LAKE)
Source Type:	SUR	FACE WATE	R			
Point of Diversion and M	Means of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> NWNWI		<u>Twp</u> 26N		<u>County</u> VALLEY
*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 STA	ANDARDIZED BY DNRC FOR THIS

OCTOBER 7, 2020 40E 165374-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NWNWNE	<u>Sec</u> 22	<u>Twp</u> 26N		<u>County</u> VALLEY
Diversio	n to Reservoir: DI	IVERSION # 1				
Period of Use:	MARCH 15 T	O JUNE 29				
Place of Use:						
<u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<b><u>Qtr Sec</u></b>	Sec	Twp	<u>Rge</u>	<u>County</u>
1		NWNWNE	22	26N	40E	VALLEY

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165397-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	RANDAL W BRUSETT 1211 BRUSETT RD JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1951			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	CLAY 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> NWSWSW 11 19N 34E GARFIELD			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 165397-00 Page 2 of 2

Reservoir	: ONSTR	REAM					
	<u>(</u>	Govt Lot	<u>Qtr Sec</u> NWSWSW	<u>Sec</u> 11	<u>Twp</u> 19N		<u>County</u> GARFIELD
Divers	ion to Reser	voir: D	IVERSION # 1				
Period of Use:	JA	NUARY 1	TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u> <u>A</u>	<u>cres</u> (	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			NWSWSW	11	19N	34E	GARFIELD

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165598-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JERRY J WYRZYKOWSKI PO BOX 396 FORT PECK, MT 59223				
	SANDRA K WYRZYKOWSKI PO BOX 396 FORT PECK, MT 59223				
Priority Date:	NOVEMBER 1, 1967				
Type of Historical Right	: USE				
Purpose(use):	DOMESTIC				
Flow Rate:	10.00 GPM				
Volume:	1.50 AC-FT				
Households:	1				
Maximum Acres:	0.25				
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENE2626N40EVALLEY				
	a: MAY 15 TO OCTOBER 15				
<b>Diversion Means:</b>					
Period of Use:	MAY 15 TO OCTOBER 15				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	0.25		SENE	26	26N	40E VALLEY
Total:	0.25					

#### **Remarks:**

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

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 309.

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165599-00	STATEM	<b>IENT</b>	OF CLA	IM	
	Version: 2 F	REEXAMIN	IED			
	Statu	as: AC	TIVE			
Owners:	4185 MITCHELL	BENNY L MILKS BENNY L MILKS TRUSTEE 4185 MITCHELL AVE BILLINGS, MT 59101 5422				
<b>Priority Date:</b>	DECEMBER 31,	1959				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	20.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATE	२				
Source Type:	GROUNDW	ATER				
Point of Diversion and M	Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> SV	<u>Qtr Sec</u> VSWNW	<u>Sec</u> 33	<u>Twp</u> 25N		<u>County</u> PHILLIPS
Period of Diversion Diversion Means:	: JANUARY 1 TO WELL	DECEMBE	ER 31			
Period of Use:	JANUARY 1 TO	DECEMBE	R 31			
Place of Use: <u>ID Acres</u> 1	<u>Govt Lot</u> SV	<u>Qtr Sec</u> VSWNW	<u>Sec</u> 33	<u>Twp</u> 25N		<u>County</u> PHILLIPS

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165600-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BENNY L MILKS BENNY L MILKS TRUSTEE 4185 MITCHELL AVE BILLINGS, MT 59101 5422
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SHED LAKE
Source Type:	SURFACE WATER
	SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE2825N28EPHILLIPS
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165600-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWSESE 28E PHILLIPS 28 25N **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 25N 28E PHILLIPS W2SESE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165601-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BENNY L MILKS BENNY L MILKS TRUSTEE 4185 MITCHELL AVE BILLINGS, MT 59101 5422
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SHED LAKE
Source Type:	SURFACE WATER
	SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.
Point of Diversion and I	Means of Diversion:
<u>ID</u>	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
$\overline{1}$	SESENE 32 25N 28E PHILLIPS
Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM
Diversion vicans.	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165601-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENE 25N 28E PHILLIPS 32 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 32 25N 28E PHILLIPS SESENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165602-00 STATEMENT OF CLAIM							
	Version: 3 REEXAMINED							
	Status: ACTIVE							
Owners:	SEVEN BLACKFOOT CO LLC PO BOX 50790 BILLINGS, MT 59105							
<b>Priority Date:</b>	APRIL 1, 1922							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	MISSOURI RIVER (FORT PECK LAKE)							
Source Type:	SURFACE WATER							
Point of Diversion and I	Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty421N33EGARFIELD							
Period of Diversion Diversion Means: 2	a: APRIL 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE 3 21N 33E GARFIELD							
Period of Diversion Diversion Means:	: APRIL 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE							

Point of Diversion and Means of Diversion:

Twp ID Govt Lot **Qtr Sec** Sec **Rge** County 3 2 21N 33E GARFIELD Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 33E GARFIELD 4 11 21N Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 5 21N 33E GARFIELD 12 Period of Diversion: APRIL 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 33E GARFIELD 6 1 21N Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 22N 34E GARFIELD 7 Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 22N 34E GARFIELD 8 6 Period of Diversion: APRIL 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 33E GARFIELD 9 32 22N Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 33 22N 33E GARFIELD Period of Diversion: APRIL 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 11 34 22N 33E GARFIELD Period of Diversion: APRIL 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 12 22N 33E GARFIELD 36 Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 13 25 22N 33E GARFIELD Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 22N 33E GARFIELD 14 24 Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 15 22N 33E GARFIELD 13 Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 16 12 22N 33E GARFIELD Period of Diversion: APRIL 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE **Diversion Means: Period of Use: APRIL 1 TO NOVEMBER 1** 

OCTOBER 7, 2020 40E 165602-00 Page 3 of 4

Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1				4	21N	33E	GARFIELD
2				3	21N	33E	GARFIELD
3				2	21N	33E	GARFIELD
4				11	21N	33E	GARFIELD
5				12	21N	33E	GARFIELD
6				1	21N	33E	GARFIELD
7				7	22N	34E	GARFIELD
8				6	22N	34E	GARFIELD
9				32	22N	33E	GARFIELD
10				33	22N	33E	GARFIELD
11				34	22N	33E	GARFIELD
12				36	22N	33E	GARFIELD
13				25	22N	33E	GARFIELD
14				24	22N	33E	GARFIELD
15				13	22N	33E	GARFIELD
16				12	22N	33E	GARFIELD

#### **Remarks:**

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

THE IMPLIED CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 40E 30030364, 40E 30030365, 40E 30030366, 40E 30030367, 40E 30030368, 40E 30030369, 40E 30030370, 40E 30030371, 40E 30030372, 40E 30030373.

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165602-00 Page 4 of 4

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165603-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	SEVEN BLACKFOOT CO LLC PO BOX 50790 BILLINGS, MT 59105							
Priority Date:	APRIL 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SEVEN BLACKFOOT CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE1421N33EGARFIELD							
	a: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 165603-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWNE 21N 33E GARFIELD 14 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 1 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 14 21N 33E GARFIELD SENWNE 

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165604-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	SEVEN BLACKFOOT CO LLC PO BOX 50790 BILLINGS, MT 59105
Priority Date:	JANUARY 1, 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF NORTH SAWMILL CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNW2721N33EGARFIELD
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165604-00 Page 2 of 2

**ONSTREAM** \*Reservoir: **Govt Lot** Qtr Sec Sec Rge County Twp SENWNW 21N 33E GARFIELD 27 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 SENWNW 27 33E GARFIELD 21N

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/13/2018: POINT OF DIVERSION, PLACE OF USE, AND RESERVOIR RECORD.

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165605-00 STATEMENT OF CLAIM							
	Version:	2 REEXAMI	NED					
		Status: A	CTIVE					
Owners:	SEVEN BLA PO BOX 50 BILLINGS, I		LLC					
Priority Date:	JANUARY 1	1, 1962						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	ONSTREAM	A RESERVOIR	R. THE	FLOW F	RATE	CREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.		
*Volume:	STOCK WA	TERING PUR	POSES NITS S	AT THE	E RAT	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER		
Source Name:	UNNAMED	TRIBUTARY	OF NO	RTH SA	WMIL	L CREEK		
Source Type:	SURF	ACE WATER						
*Point of Diversion and M	leans of Dive	rsion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESE		<u>Twp</u> 21N		<u>County</u> GARFIELD		
*Period of Diversion	: JANUARY	1 TO DECEME	3ER 31					
<b>Diversion Means:</b>	DAM							
	THE PERIC CLAIM.	D OF DIVERS	SION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS		

OCTOBER 7, 2020 40E 165605-00 Page 2 of 2

*Reservoi	r: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESE	<u>Sec</u> 29	<u>Twp</u> 21N		<u>County</u> GARFIELD
Diver	sion to Re	servoir: DI	/ERSION # 1				
Period of Use:		JANUARY 1 T	O DECEMBE	R 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			SESE	29	21N	33E	GARFIELD

### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165606-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	SEVEN BLACKFOOT CO LLC PO BOX 50790 BILLINGS, MT 59105
Priority Date:	JANUARY 1, 1968
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF NORTH SAWMILL CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u> NESWSE 28 21N 33E GARFIELD
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM
*Reservoir: ON	STREAM
	Govt LotQtr SecSecTwpRgeCountyN2SWSE2821N33EGARFIELD
Diversion to R	eservoir: DIVERSION # 1

OCTOBER 7, 2020

40E 165606-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1			N2SWSE	28	21N	33E	GARFIELD

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/13/2018: POINT OF DIVERSION, PLACE OF USE, AND RESERVOIR RECORD.

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165607-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	SEVEN BLACKFOOT CO LLC PO BOX 50790 BILLINGS, MT 59105
Priority Date:	JUNE 1, 1962
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SEVEN BLACKFOOT CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Vleans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENE220N34EGARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165607-00 Page 2 of 2

**ONSTREAM** \*Reservoir: **Govt Lot** Qtr Sec Sec Rge County Twp NWSENE 20N 34E GARFIELD 2 **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 2 20N 34E GARFIELD NWSENE

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/13/2018: POINT OF DIVERSION, PLACE OF USE, AND RESERVOIR RECORD.

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

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

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### **IMPORTANT NOTICE**

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Water Right Number:	40E 165608-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SEVEN BLACKFOOT CO LLC PO BOX 50790 BILLINGS, MT 59105
Priority Date:	APRIL 1, 1959
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SEVEN BLACKFOOT CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW1321N33EGARFIELD
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165608-00 Page 2 of 2

Reservoir	r: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 13	<u>Twp</u> 21N	<u>Rge</u> 33E	<u>County</u> GARFIELD
Divers	sion to R	eservoir: DI	VERSION # 1				
Period of Use:		APRIL 1 TO N	NOVEMBER 1				
Place of Use:	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWNW	13	21N	33E	GARFIELD

#### Remarks:

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

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

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

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

## **IMPORTANT NOTICE**

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Water Right Number:	40E 165609-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1918
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SNOW 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> 13 21N 35E GARFIELD
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	Rge County
1				13	21N	35E GARFIELD

#### Remarks:

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

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

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

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Water Right Number:	40E 165610-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESENW 19 21N 36E GARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165610-00 Page 2 of 2

Reservoir	r: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SESENW	<u>Sec</u> 19	<u>Twp</u> 21N	<u>Rge</u> <u>County</u> 36E GARFIELD	
Diver	sion to Re	servoir: Dl	VERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1			SENENW	19	21N	36E GARFIELD	

#### Remarks:

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Water Right Number:	40E 165611-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> NENWNE 21 21N 35E GARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165611-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENWNE 35E GARFIELD 21 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 21 21N 35E GARFIELD NENWNE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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Water Right Number:	40E 165612-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1956
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENW2221N35EGARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165612-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENENW 35E GARFIELD 22 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 22 21N 35E GARFIELD NENW THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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Water Right Number:	40E 165613-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1965
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK, SOUTH FORK
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>
-	NESENW 28 21N 35E GARFIELD : JANUARY 1 TO DECEMBER 31
*Period of Diversion Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165613-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESENW 35E GARFIELD 21N 28 **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 35E GARFIELD NESENW 28 21N 2 S2NENW 28 21N 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.

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Water Right Number:	40E 165614	4-00 STATE	MENT	OF CLA	MM	
	Version:	2 REEXAM	NED			
		Status: A				
*Owners:	5001 SOUT	OF INTERIO HGATE DR MT 59101 466		EAU OF	LAND	9 MGMT)
Priority Date:	DECEMBER	R 31, 1958				
Type of Historical Right:	USE					
Purpose(use):	STOCK					
*Flow Rate:		C FLOW RATE		NOT BEI	EN DE	CREED FOR THIS USE FROM THIS
Volume:	STOCKWA ANIMAL UN	TERING PURI IIT. ANIMAL U	POSES	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	TRIBUTARY	OF SN	OW CR	EEK, \$	SOUTH FORK
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> NWNENW		<u>Twp</u> 21N		<u>County</u> GARFIELD
*Period of Diversion Diversion Means:	: JANUARY DAM	1 TO DECEM	3ER 31			
	THE PERIC CLAIM.	D OF DIVER	SION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS

OCTOBER 7, 2020 40E 165614-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNENW 35E GARFIELD 23 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 23 21N 35E GARFIELD W2NENW THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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Water Right Number:	40E 165615-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1967
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW1321N35EGARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165615-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESWNW 35E GARFIELD 21N 13 **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 13 21N 35E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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Water Right Number:	40E 165616-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENE2021N35EGARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165616-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENENE 35E GARFIELD 20 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 20 21N 35E GARFIELD SENENE 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**

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

Water Right Number:	40E 165617-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1965
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Vieans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNW2021N35EGARFIELD
<b>*Period of Diversion</b>	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165617-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWNW 35E GARFIELD 20 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 NWNW 20 21N 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**

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Water Right Number:	<b>40E 165618-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED							
	Version: 2 REEXAMINED Status: ACTIVE							
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1960							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	SNOW CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNESW 18 21N 35E GARFIELD							
*Period of Diversion	: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 165618-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNESW 35E GARFIELD 21N 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 W2NESW 21N 35E GARFIELD 18 THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

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Water Right Number:	40E 165619-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1960							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 18 21N 35E GARFIELD							
*Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 165619-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWSW 35E GARFIELD 21N 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 21N 35E GARFIELD NWNWSW 18 

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

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

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

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Water Right Number:	40E 165620-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1968							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENESW 19 21N 35E GARFIELD							
*Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 165620-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENESW 35E GARFIELD 21N 19 **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 19 21N 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."

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Water Right Number:	40E 165621-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1956							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNE 19 21N 35E GARFIELD							
*Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 165621-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NWNWNE 21N 35E GARFIELD 19 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 W2NWNE 35E GARFIELD 19 21N 2 SENENW 19 21N 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."

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Water Right Number:	40E 165622-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1965							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK, SOUTH FORK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Aeans of Diversion:							
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County							
-	SENESW 29 21N 35E GARFIELD : JANUARY 1 TO DECEMBER 31							
Diversion Means:	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 165622-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENESW 35E GARFIELD 29 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 SENESW 29 21N 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."

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Water Right Number:	<b>40E 165623-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1947							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	SNOW CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Means of Diversion:							
<b>ID</b> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSE1421N34EGARFIELD							
*Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 165623-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NWSWSE 34E GARFIELD 21N 14 **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 W2SWSE 14 21N 34E GARFIELD 2 E2SESW 14 21N 34E GARFIELD ..... .....

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

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

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Water Right Number:	40E 165624-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENESE 10 21N 34E GARFIELD							
*Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 165624-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NENESE 34E GARFIELD 21N 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 NENESE 10 21N 34E GARFIELD 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:	40E 165625-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED Status: ACTIVE							
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESE1021N34EGARFIELD							
	: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 165625-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SESE 34E GARFIELD 21N 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 SESE 10 21N 34E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165626-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337							
Priority Date:	DECEMBER 31, 1948							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and N	Means of Diversion:							
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County							
	NENWSE 24 21N 34E GARFIELD : JANUARY 1 TO DECEMBER 31							
Diversion Means:	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 165626-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENWSE 34E 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 NENWSE 24 21N 34E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165627-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
		Status: A	ACTIVE				
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337						
<b>Priority Date:</b>	DECEMBE	R 31, 1960					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	MRESERVOIR	R. 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL 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 SNOW CREEK					
Source Type:	SURF	SURFACE WATER					
Point of Diversion and I	Means of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENE		<u>Twp</u> 21N	<u>Rge</u> 36E	<u>County</u> GARFIELD	
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM							
	STREAM						
Reservoir: ON		0. 7	~	-	-		
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENE		<u>Twp</u> 21N	-	<u>County</u> GARFIELD	
<b>Diversion to Reservoir:</b> DIVERSION # 1							

OCTOBER 7, 2020 40E 165627-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec S	Sec	Twp	<u>Rge</u>	<b>County</b>
1				30	21N	36E	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**

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Water Right Number:	40E 165628-00 STATEMENT OF CLAIM							
	Version: 3 REEXAMINED							
		Statu	s: A	CTIVE				
Owners:	MCKEEVER LAND & CATTLE CO PO BOX 432 JORDAN, MT 59337							
<b>Priority Date:</b>	APRIL 1, 1	942						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	CONSISTS DITCH SY	S OF S <sup>.</sup> STEM.	TOCK DF	RINKIN OW R/	IG DIRE ATE IS L		ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
*Source Name:	MISSOUR	I RIVEI	R (FORT	PECK	LAKE)			
Source Type:	SUR	FACE V	WATER					
*Point of Diversion and I	Means of Div	ersion:						
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>	Sec	Twp		County	
•		4 70	E2	8	22N	34E	GARFIELD	
Period of Diversion Diversion Means:	Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE							
2	LIVESTO		EGIFRU	9 JVI	22N	215	GARFIELD	
Period of Diversion		′ 1 T∩ I		•	ZZIN	34C		
Diversion Means:	LIVESTO				URCE			
Diversion means.					SILOL			

OCTOBER 7, 2020 40E 165628-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

$\frac{\text{ID}}{3}$	Govt Lot	Qtr Sec				<u>County</u>
			12	22N	34E	GARFIELD
Period of Diversion	n: JANUARY 1 TO	D DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRO	DM SC	URCE		
4			11	22N	34E	GARFIELD
Period of Diversion	n: JANUARY 1 TO	O DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRO	DM SC	URCE		
5			13	22N	34E	GARFIELD
Period of Diversion	n: JANUARY 1 TO	D DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRO	OM SC	URCE		
6			14	22N	34E	GARFIELD
Period of Diversion	n: JANUARY 1 TO	O DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRO	DM SC	URCE		
7			15	22N	34E	GARFIELD
Period of Diversion	a: JANUARY 1 TO	D DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRO	DM SC	URCE		
8		E2E2	16	22N	34E	GARFIELD
Period of Diversion	n: JANUARY 1 TO	O DECEMB	ER 31			
Diversion Means:	LIVESTOCK D	IRECT FRO	DM SC	URCE		
9			22	22N	34F	GARFIELD
Period of Diversion					0.2	
Diversion Means:						
Period of Use:	JANUARY 1 TO	DECEMBI	EK 31			

\*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			E2	8	22N	34E GARFIELD
2				9	22N	34E GARFIELD
3				12	22N	34E GARFIELD
4				11	22N	34E GARFIELD
5				13	22N	34E GARFIELD
6				14	22N	34E GARFIELD
7				15	22N	34E GARFIELD
8			E2E2	16	22N	34E GARFIELD
9				22	22N	34E GARFIELD

#### Remarks:

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

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

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165629-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BLAKE BRADLEY MT 2 LLC 599 ANNA COURT YORKTOWN HEIGHTS, NY 10598 5429
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENE521N35EGARFIELD
*Period of Diversion	a: MAY 1 TO NOVEMBER 30

**Diversion Means:** DAM

**OCTOBER 7, 2020** 40E 165629-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NWSENE	<u>Sec</u> 5	<u>Twp</u> 21N	<u>Rge</u> 35E	<u>County</u> GARFIELD
	Diversion to Re	eservoir: DIV	ERSION # 1				
	Dam Height:	16	.70 FEET				
	Depth:	13	.70 FEET				
	Surface Area:	2.	.50 ACRES	3			
	Capacity:	13.	.70 ACRE-	FEET			
			ERVOIR W	ORKS	HEET F	• •• • • =	BEEN ESTIMATED BY DNRC. W.R. BEECHER IN THE CLAIM FILE
Period o	of Use:	MAY 1 TO NO	/EMBER 30				
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			NWSENE	5	21N	35E	GARFIELD
2			SWNENE	5	21N	35E	GARFIELD

#### 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.

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

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

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

OCTOBER 7, 2020 40E 165629-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165630-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE						
Owners:	CHAMBERLIN FAMILY TRUST CURTIS D & EVELYN F CHAMBERLIN, CO-TRUSTEES 81 RIM RD BRUSETT, MT 59318						
Priority Date:	MARCH 15, 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GREY STUD COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1 *Period of Diversior	Govt LotQtr SecSecTwpRgeCountyNESESE1020N33EGARFIELDn: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 165630-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESESE 20N 33E 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 NESESE 33E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165631-00 STATEMENT OF CLAIM								
	Version:	Version: 3 REEXAMINED							
		Status:	ACTIVE						
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908								
Priority Date:	DECEMBE	R 31, 1957							
Type of Historical Right	FILED								
Purpose(use):	DOMESTIC	2							
Flow Rate:	8.00 GPM								
Volume:	1.50 AC-F	1.50 AC-FT							
Households:	1								
Source Name:	GROUNDWATER								
Source Type:	GROUNDWATER								
Point of Diversion and M	leans of Div	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNW		<u>Twp</u> 24N		<u>County</u> PHILLIPS			
Period of Diversion	: JANUARY	1 TO DECEM	BER 31						
<b>Diversion Means:</b>	WELL								
Period of Use:	JANUARY	1 TO DECEM	3ER 31						
Place of Use:									
<u>ID</u> <u>Acres</u>	Govt Lot	Qtr See	Sec	Twp	<u>Rge</u>	<b>County</b>			
1		SWSWNW	7	24N	29E	PHILLIPS			

**Remarks:** 

OCTOBER 7, 2020 40E 165631-00

Page 2 of 2

REPLACEMENT WELL - AUTHORIZATION TO CHANGE ISSUED 12/12/95. FILE REFLECTS RIGHT AS IT EXISTED PRIOR TO JULY 1973. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE. SEE 40E-G(E)096351-00

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165632-00 STATEMENT OF CLAIM					
	Version:	2 REEX	AMINED			
		Status:	ACTIVE			
Owners:		ANCH INC N BLACKF0 , MT 59318	DOT RD			
Priority Date:	DECEMBE	R 31, 1949				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	MRESERV	OIR. THE	FLOW I	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCK W	ATERING F NIT. ANIMA	PURPOSE	S AT THI SHALL B	E RAT E BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAME	D TRIBUTA	RY OF NO	ORTH SA	WMIL	L CREEK
Source Type:	SUR	FACE WAT	ER			
Point of Diversion and N	leans of Div	ersion:				
<b>ID</b> 1	<u>Govt Lot</u>	<u>Qtr</u> NENE	SecSecENE30	<u>Тwp</u> 21N		<u>County</u> GARFIELD
*Period of Diversion	: JANUARY	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

OCTOBER 7, 2020 40E 165632-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Otr Sec Sec Twp **Rge** County NENENE 21N 33E GARFIELD 30 **Diversion to Reservoir: DIVERSION #1** MARCH 31 TO MAY 1 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 30 21N NENENE 33E GARFIELD 

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165633-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JODI PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	PRENTICE PHIPPS 3694 BRUSETT RD BRUSETT, MT 59318
	KELLY PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	OWNER PRENTICE PHIPPS RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	APRIL 1, 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SOUTH SAWMILL CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165633-00 Page 2 of 2

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Point of Diversion and M	leans of Divers	sion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 4			<u>County</u> GARFIELD
*Period of Diversion: Diversion Means:	JANUARY 1 DAM	TO DECEMB	ER 31			
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BE	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	TREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 4	<u>Twp</u> 20N		<u>County</u> GARFIELD
<b>Diversion to Re</b>	servoir: DI	VERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		E2NWNW	4	20N	33E	GARFIELD
THE DNRC EXAMI ISSUES TO REPOR	T TO THE W	ATER COU	RT.			GNIFICANT FACTS, DATA, OR

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165634-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	PHIPPS RANCH INC 234 SEVEN BLACKFOOT RD BRUSETT, MT 59318						
Priority Date:	JUNE 1, 1951						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF NORTH SAWMILL CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and	Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County NWSESE 30 21N 33E GARFIELD						
*Doniad of Dimonsion							

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 165634-00 Page 2 of 3

*Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESE	<u>Sec</u> 30	<u>Twp</u> 21N	<u>Rge</u> 33E	<u>County</u> GARFIELD
Diversion to R	leservoir: D	IVERSION # 1				
Dam Height:		8.00 FEET				
Depth:		5.00 FEET				
Surface Area:		2.00 ACRES	3			
Capacity:		4.00 ACRE-	FEET			
	THE CAPAC ESTIMATED	,	GHT,	DEPTH,	, AND	SURFACE AREA HAVE BEEN
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		NWSESE	30	21N	33E	GARFIELD

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165634-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 16563	5-00 STATE	MENT	OF CLA	IM	
	Version:	2 REEXAM	NED			
		Status: A				
Owners:	234 SEVEN	PHIPPS RANCH INC 234 SEVEN BLACKFOOT RD BRUSETT, MT 59318				
Priority Date:	DECEMBE	DECEMBER 31, 1962				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM	M RESERVOIF	R. THE	FLOW I	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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED	TRIBUTARY	OF NC	RTH SA	WMIL	L CREEK
Source Type:	SURF	ACE WATER				
*Point of Diversion and M	Means of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWNW		<u>Twp</u> 21N		<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 STA	ANDARDIZED BY DNRC FOR THIS

OCTOBER 7, 2020 40E 165635-00 Page 2 of 2

*Reservo	ir: (	ONSTREAM				
		Govt Lot	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 28	<u>Twp</u> 21N	<u>Rge</u> <u>County</u> 33E GARFIELD
Dive	rsion to	o Reservoir: D	IVERSION # 1			
Period of Use:		MARCH 31 T	o May 1			
Place of Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			E2NENE	29	21N	33E GARFIELD

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165636-00 STATEMENT OF CLAIM					
	Version:	2 REEXAN	MINED			
		Status:	ACTIVE			
Owners:	PHIPPS RANCH INC 234 SEVEN BLACKFOOT RD BRUSETT, MT 59318					
Priority Date:	DECEMBE	R 31, 1950				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	M RESERVO	IR. 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL 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 DE	ADMAN	COU	LEE
Source Type:	SURF	FACE WATEF	र			
Point of Diversion and M	Aleans of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Se</u> NWSEN		<u>Тwp</u> 21N		<u>County</u> GARFIELD
*Period of Diversion	: JANUARY	1 TO DECEN	ABER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIO	OD OF DIVER	RSION H	IAS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS

OCTOBER 7, 2020 40E 165636-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSENE 21N 31E GARFIELD 13 **DIVERSION #1 Diversion to Reservoir:** JUNE 20 TO OCTOBER 20 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 13 21N 31E GARFIELD NWSWNE 

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165637-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MARGIE PHIPPS 335 E LONE TREE RD BRUSETT, MT 59318 9628			
Priority Date:	JUNE 24, 1973			
Type of Historical Right	USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF GHOST COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENW1321N31EGARFIELD			
*Period of Diversion	I JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 165637-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENENW 21N 31E GARFIELD 13 **Diversion to Reservoir: DIVERSION #1** JUNE 20 TO OCTOBER 20 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 13 21N 31E GARFIELD SENENW 

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165638-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PRENTICE PHIPPS 3694 BRUSETT RD BRUSETT, MT 59318
	JODI PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	KELLY PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	OWNER PRENTICE PHIPPS RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	APRIL 1, 1945
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165638-00 Page 2 of 2

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ID	Govt Lot	~ ~				
<u>ID</u> 1	3011200	<u>Qtr Sec</u> SWSESE				<u>County</u> GARFIELD
*Period of Diversion: Diversion Means:	JANUARY 1 T DAM	O DECEMB	ER 31			
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 6	<u>Twp</u> 20N		<u>County</u> GARFIELD
Diversion to Re	servoir: DIV	'ERSION # 1				
Period of Use:	JUNE 20 TO D	ECEMBER	31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1		W2SESE	6	20N	33E	GARFIELD
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165639-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PRENTICE PHIPPS 3694 BRUSETT RD BRUSETT, MT 59318
	KELLY PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	JODI PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	OWNER PRENTICE PHIPPS RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	MAY 31, 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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165639-00 Page 2 of 2

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Point of Diversion and M	leans of Diversio	on:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENW	<u>Sec</u> 17			<u>County</u> GARFIELD
*Period of Diversion: Diversion Means:	JANUARY 1 T DAM	O DECEMB	ER 31			
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEI	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	TREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENW		<u>Twp</u> 20N		<u>County</u> GARFIELD
<b>Diversion to Re</b>	servoir: DIV	ERSION # 1				
Period of Use:	JUNE 20 TO D	ECEMBER	31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NENW	17	20N	33E	GARFIELD
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165640-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JODI PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	KELLY PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	PRENTICE PHIPPS 3694 BRUSETT RD BRUSETT, MT 59318
	OWNER PRENTICE PHIPPS RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	APRIL 1, 1965
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165640-00 Page 2 of 3

Point of Di	version and N	leans of Diversi	on:				
ID		Govt Lot	<u>Qtr Sec</u>				<u>County</u>
1			NENWNE	17	20N	33E	GARFIELD
*Period	l of Diversion	: JUNE 20 TO I	DECEMBER	31			
Divers	sion Means:	DAM					
*Rese	rvoir: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNE	<u>Sec</u> 17	<u>Twp</u> 20N	<u>Rge</u> 33E	<u>County</u> GARFIELD
D	viversion to Re	eservoir: DI\	/ERSION # 1				
D	am Height:	8	3.00 FEET				
D	epth:	Ę	5.00 FEET				
S	urface Area:	3	3.50 ACRES	3			
C	apacity:	7	7.00 ACRE-	FEET			
		THE CAPACIT ESTIMATED E	,	GHT,	DEPTH,	AND	SURFACE AREA HAVE BEEN
Period of U	Jse:	JUNE 20 TO D	DECEMBER	31			
Place of Us	e:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1			N2NWNE	17	20N	33E	GARFIELD
Damaadaa							

### Remarks:

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165640-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165641-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JODI PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	KELLY PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	PRENTICE PHIPPS 3694 BRUSETT RD BRUSETT, MT 59318
	OWNER PRENTICE PHIPPS RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	APRIL 1, 1956
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165641-00 Page 2 of 2

Point of Diversion and Means of Diversion: <u>Twp</u> Rge County ID **Govt Lot** Qtr Sec Sec 1 NENWSW 5 20N 33E GARFIELD \*Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DAM THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM. **ONSTREAM Reservoir:** T<u>wp</u> **Govt Lot** Otr Sec **Rge** County Sec NENWSW 33E GARFIELD 20N 5 **Diversion to Reservoir: DIVERSION #1** JUNE 20 TO DECEMBER 31 **Period of Use:** Place of Use: ID Govt Lot Qtr Sec Twp Rge County Acres Sec 1 5 NESWSW 20N 33E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR **ISSUES TO REPORT TO THE WATER COURT.** 

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165642-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JODI PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	PRENTICE PHIPPS 3694 BRUSETT RD BRUSETT, MT 59318
	KELLY PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	OWNER PRENTICE PHIPPS RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	SEPTEMBER 1, 1952
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165642-00 Page 2 of 2

*Point of Diversion and Means of Diversion:						
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>		Twp	Rge County	
1		NWNWSE	5	20N	33E GARFIELD	
*Period of Diversion	: JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIOD CLAIM.	OF DIVERS	ION H	IAS BEE	EN STANDARDIZED BY DNRC FOR THIS	
*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 5	<u>Twp</u> 20N	Rge <u>County</u> 33E GARFIELD	
Diversion to Re	eservoir: DI	VERSION # 1				
Period of Use:	JUNE 20 TO	DECEMBER	31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1		W2NWSE	5	20N	33E GARFIELD	

**Remarks:** 

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165643-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JODI PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	KELLY PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	PRENTICE PHIPPS 3694 BRUSETT RD BRUSETT, MT 59318
	OWNER PRENTICE PHIPPS RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	APRIL 1, 1952
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SOUTH SAWMILL CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165643-00 Page 2 of 2

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Point of Diversion and M	leans of Divers	Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 4			<u>County</u> GARFIELD		
*Period of Diversion: Diversion Means:	JANUARY 1 DAM	TO DECEMB	ER 31					
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BE	EN STA	ANDARDIZED BY DNRC FOR THIS		
Reservoir: ONS	TREAM							
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 4	<u>Twp</u> 20N		<u>County</u> GARFIELD		
<b>Diversion to Re</b>	servoir: DI	VERSION # 1						
Period of Use:	JANUARY 1	TO DECEMBE	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County		
1		SWNENW	4	20N	33E	GARFIELD		
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.								

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165644-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CP LIVESTOCK INC 3646 BRUSETT RD BRUSETT, MT 59318
Priority Date:	JUNE 15, 1961
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SOUTH SAWMILL CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE420N33EGARFIELD
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165644-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SENWNE 33E GARFIELD 20N 4 **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 33E GARFIELD SENWNE 4 20N 2 NESWNE 4 20N 33E GARFIELD ..... ......

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165645-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE					
Owners:	SANDRA F KOSS 2346 FOURCHETTE BAY RD MALTA, MT 59538					
	KOSS, KELLY TESTAMENTARY TRUST C/O KEVIN KOSS TRUSTEE 10341 LARB HILLS RD MALTA, MT 59538 9524					
Priority Date:	DECEMBER 31, 1957					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	PLUM 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> SWSENE 28 24N 33E PHILLIPS					
•	I: JANUARY 1 TO DECEMBER 31					
Diversion Means:	DAM					

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

Reser	voir:	ONSTREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSENE	<u>Sec</u> 28	<u>Twp</u> 24N	<u>Rge</u> 33E	<u>County</u> PHILLIPS
Di	iversion	to Reservoir:	DIVERSION # 7	1			
Period of U	se:	JANUARY	1 TO DECEMB	ER 31			
Place of Use	e:						
ID	Acre	s <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			W2SENE	28	24N	33E	PHILLIPS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR							

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165646-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KOSS, KELLY TESTAMENTARY TRUST C/O KEVIN KOSS TRUSTEE 10341 LARB HILLS RD MALTA, MT 59538 9524
	SANDRA F KOSS 2346 FOURCHETTE BAY RD MALTA, MT 59538
	WESLEY KOSS 36198 REGINA RD MALTA, MT 59538 9528
Priority Date:	FEBRUARY 5, 1917
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	PLUM COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165646-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Twp Rge County ID **Govt Lot** Qtr Sec Sec 1 N2 35 24N 33E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 N2 35 24N 33E PHILLIPS

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165647-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	WESLEY KOSS 36198 REGINA RD MALTA, MT 59538 9528					
Priority Date:	DECEMBER 31, 1958					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF CASTLE COULEE					
Source Type:	GROUNDWATER					
Point of Diversion and 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> SWNENW 25 24N 33E PHILLIPS					
-	: JANUARY 1 TO DECEMBER 31					
Diversion Means:	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

OCTOBER 7, 2020 40E 165647-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SWNENW	25	24N	33E PHILLIPS

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165648-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WESLEY KOSS 36198 REGINA RD MALTA, MT 59538 9528
Priority Date:	DECEMBER 31, 1958
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CASTLE COULEE
Source Type:	GROUNDWATER
Point of Diversion and 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 23 24N 33E PHILLIPS
-	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SWSESE	23	24N	33E PHILLIPS

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165649-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	WESLEY KOSS 36198 REGINA RD MALTA, MT 59538 9528		
Priority Date:	OCTOBER 31, 1972		
Type of Historical Right	USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	PLUM COULEE		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNE1924N33EPHILLIPS		
	: JANUARY 1 TO DECEMBER 31		
<b>Diversion Means:</b>	DAM		
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.		

OCTOBER 7, 2020 40E 165649-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWNE 33E PHILLIPS 24N 19 **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 19 24N 33E PHILLIPS W2NWNE 

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165650-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WESLEY KOSS 36198 REGINA RD MALTA, MT 59538 9528
<b>Priority Date:</b>	APRIL 30, 1961
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	6.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
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> SWSWNW 20 24N 33E PHILLIPS
	: 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	SWSWNW 20 24N 33E PHILLIPS

**Remarks:** 

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165651-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	SANDRA F KOSS 2346 FOURCHETTE BAY RD MALTA, MT 59538	
	KOSS, KELLY TESTAMENTARY TRUST C/O KEVIN KOSS TRUSTEE 10341 LARB HILLS RD MALTA, MT 59538 9524	
Priority Date:	APRIL 30, 1961	
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 SWSESW 21 24N 33E PHILLIPS	
1	SWSESW 21 24N 33E PHILLIPS	
Period of Diversion		
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL	

OCTOBER 7, 2020 40E 165651-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			SWSESW	21	24N	33E PHILLIPS

#### **Remarks:**

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

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

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

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

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Water Right Number:	40E 165652-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	TARA B EDDY PO BOX 1454 LIVINGSTON, MT 59047 1454
	DANIEL L EDDY PO BOX 1454 LIVINGSTON, MT 59047 1454
Priority Date:	JUNE 30, 1960
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County
1	SESENE 22 19N 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.

OCTOBER 7, 2020 40E 165652-00 Page 2 of 2

Reservoi	r: ONS	TREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SESENE	<u>Sec</u> 22	<u>Twp</u> 19N	<u>Rge</u> 33E	<u>County</u> GARFIELD
Diver	sion to Re	servoir: Dl'	VERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1			E2SENE	22	19N	33E	GARFIELD

#### Remarks:

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

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

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

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

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Water Right Number:	40E 165653-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WITTMAYER GRAZING ASSN PO BOX 1168 GLASGOW, MT 59230
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF UPPER EIGHTH COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNE 24 24N 37E VALLEY
	SESWNE 24 24N 37E VALLEY FEBRUARY 29 TO MARCH 1
Diversion Means:	FLOWING
Period of Use:	FEBRUARY 29 TO MARCH 1

OCTOBER 7, 2020 40E 165653-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<b>Rge County</b>
1			SESWNE	24	24N	37E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165654-00 STATEMENT OF CLAIM					
	Version: 2 -	- REEXAM	INED			
	St	atus: A	ACTIVE			
Owners:	WITTMAYER PO BOX 1168 GLASGOW, M		ASSN			
Priority Date:	DECEMBER 3	1, 1953				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS OF	STOCK D	RINKIN _OW R/	IG DIRE ATE IS	ECTLY	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCK WATE ANIMAL UNIT	RING PUR ANIMAL U	POSES	S AT TH SHALL E	IE RAT BE BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	SPRING, UNN	IAMED TR	IBUTAF		DUCK	CREEK
Source Type:	GROUNI	OWATER				
	ALSO KNOW	N AS NEED	LE SPF	RING		
Point of Diversion and	Means of Diversi	o <b>n:</b>				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u>		Twp		County
		NENWSW	-	24N	37E	VALLEY
Period of Diversior Diversion Means:	FLOWING	FEBRUAR	ĭ 29			
Period of Use:	MARCH 1 TO	FERRIIAR	Y 29			
I CHOU OF USC.			23			

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			NENWSW	28	24N	37E VALLEY

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165655-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	TOWE FARMS INC PO BOX 30457 BILLINGS, MT 59107
	DASCHER, DARLYNE TRUST % DARLYNE DASCHER, TRUSTEE 184 N ROCK CREEK ROAD FORT PECK, MT 59223
Priority Date:	DECEMBER 31, 1966
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	32.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	16.00
Source Name:	ANDERSON CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW1123N43EMCCONE
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165655-00 Page 2 of 2

Reservoir: ONSTREAM

		Govt Lot	<u>Qtr Sec</u> NESESW	<u>Sec</u> 11	<u>Twp</u> 23N	<u>Rge</u> <u>County</u> 43E MCCONE
	Diversion to F	<b>Reservoir:</b> DIV	ERSION # 1			
Period of	f Use:	MAY 1 TO AU	GUST 1			
Place of	Use:					
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	8.00		S2SW	11	23N	43E MCCONE
2	3.00		NWNW	14	23N	43E MCCONE
3	5.00		NENE	15	23N	43E MCCONE
Total:	16.00					

#### 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.

164992-00 165655-00

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:	40E 165656-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	ABBIE L WATT 3619 NE 174TH ST VANCOUVER, WA 98686
	JEREMY WATT 835 E SNOW CREEK RD JORDAN, MT 59337 9662
	JONATHAN V WATT 3619 NE 174TH ST VANCOUVER, WA 98686 OWNER ABBIE L WATT RETAINED. CONTRACT FOR DEED INTEREST. OWNER JONATHAN V WATT RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	DECEMBER 31, 1916
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SNOW CREEK
Source Type:	GROUNDWATER

OCTOBER 7, 2020 40E 165656-00 Page 2 of 2

> **Point of Diversion and Means of Diversion: Govt Lot** ID Qtr Sec Twp **Rge** County Sec 1 SWNENE 21 21N 34E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DEVELOPED SPRING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWSENE 21 21N 34E GARFIELD

#### **Remarks:**

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

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165657-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

Owners: WATT INC 937 E SNOW CREEK RD JORDAN, MT 59337 9663

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF SNOW 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 TEMPORARY PRELIMINARY DECREE.

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

### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165658-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

Owners: WATT INC 937 E SNOW CREEK RD JORDAN, MT 59337 9663

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF SNOW 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 TEMPORARY PRELIMINARY DECREE.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165659-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1968
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty8E2624N29EPHILLIPS
*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.

OCTOBER 7, 2020 40E 165659-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County E2 29E PHILLIPS 24N 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 8 E2 24N 29E PHILLIPS 6

#### Remarks:

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

165069-00 165659-00

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:	40E 165660-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	DUSTIN MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027
	JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
Priority Date:	DECEMBER 31, 1957
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	UNNAMED TRIBUTARY OF FORT PECK LAKE SURFACE WATER

OCTOBER 7, 2020 40E 165660-00 Page 2 of 3

Point of Diversion and I	Means of Diversio	n:				
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp		<u>County</u>
1		SENESE	17	26N	42E	MCCONE
*Period of Diversion		ECEMBER	31			
<b>Diversion Means:</b>	DAM					
*Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SENESE	<u>Sec</u> 17	<u>Twp</u> 26N	<u>Rge</u> 42E	<u>County</u> MCCONE
Diversion to R	eservoir: DIV	ERSION # 1	l			
Dam Height:	11.	00 FEET				
Depth:	8.	00 FEET				
Surface Area:	3.	04 ACRES	S			
Capacity:	9.	73 ACRE-	FEET			
	THE CAPACITY BEEN ESTIMA			MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	APRIL 1 TO DE	CEMBER	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		SENESE	17	26N	42E	MCCONE
2	S	SWNWSW	16	26N	42E	MCCONE

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165660-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165661-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027
	DUSTIN_MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
	JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
Priority Date:	DECEMBER 31, 1966
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW 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 HILLIARD COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165661-00 Page 2 of 2

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Point of Diversion and M	leans of Diversi	ion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWSENW				<u>County</u> MCCONE
*Period of Diversion: Diversion Means:	JANUARY 1 <sup>-</sup> DAM	TO DECEMB	ER 31			
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	TREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSENW	<u>Sec</u> 21	<u>Twp</u> 26N		<u>County</u> MCCONE
<b>Diversion to Re</b>	servoir: DIV	/ERSION # 1				
Period of Use:	APRIL 1 TO D	ECEMBER 3	51			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SWSENW	21	26N	42E	MCCONE
THE DNRC EXAMI ISSUES TO REPOR'				UND N	IO SIC	GNIFICANT FACTS, DATA, OR

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165662-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	DUSTIN MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
	JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027
Priority Date:	DECEMBER 31, 1969
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MILK RIVER COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165662-00 Page 2 of 2

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Point of Diversion and M	eans of Diversi	on:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNE				County MCCONE
*Period of Diversion: Diversion Means:	JANUARY 1 T DAM	TO DECEMBI	ER 31			
	THE PERIOD CLAIM.	OF DIVERS	ON H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	TREAM					
	Govt Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 8	<u>Twp</u> 26N	<u>Rge</u> 42E	County MCCONE
<b>Diversion to Res</b>	ervoir: DI\	/ERSION # 1				
Period of Use:	APRIL 1 TO D	ECEMBER 3	1			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SWSWNE	8	26N	42E	MCCONE
ISSUES TO REPORT	T TO THE W	ATER COU	RT.			GNIFICANT FACTS, DATA, OR

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

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

### **IMPORTANT NOTICE**

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

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

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

Water Right Number:	40E 165663-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	DUSTIN MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027
	JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
<b>Priority Date:</b>	DECEMBER 31, 1912
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.

**OCTOBER 7, 2020** Decree Report - Page 5421 40E 165663-00 Page 2 of 5 **\*Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE. MISSOURI RIVER (FORT PECK LAKE) \*Source Name: SURFACE WATER Source Type: \*Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Twp Rge County Sec 1 NESE 25N 42E MCCONE 4 \*Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NWSE 2 4 25N 42E MCCONE \*Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE Diversion Means: 3 SE 24 26N 41E MCCONE \*Period of Diversion: APRIL 1 TO NOVEMBER 30 Diversion Means: LIVESTOCK DIRECT FROM SOURCE 4 SW 24 26N 41E MCCONE \*Period of Diversion: APRIL 1 TO NOVEMBER 30 Diversion Means: LIVESTOCK DIRECT FROM SOURCE 5 NE 24 26N 41E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 6 25 26N 41E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 Diversion Means: LIVESTOCK DIRECT FROM SOURCE 7 NE 26N 42E MCCONE 7 Period of Diversion: APRIL 1 TO NOVEMBER 30 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE NENW 7 26N 42E MCCONE 8 \*Period of Diversion: APRIL 1 TO NOVEMBER 30 Diversion Means: LIVESTOCK DIRECT FROM SOURCE 9 SENW 7 26N 42E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 10 SWNE 18 26N 42E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 11 SENW 18 26N 42E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 26N 12 SE 18 42E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 18 26N 13 NESW 42E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 

\*Point of Diversion and Means of Diversion: ID Govt Lot **Rge** County Qtr Sec Sec Twp 14 SESW 18 26N 42E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 15 19 26N 42E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 29 26N 42E MCCONE 16 Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 17 NE 30 26N 42E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE NENW 30 26N 42E MCCONE 18 Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** SE 30 26N 42E MCCONE 19 Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 42E MCCONE 20 NESW 30 26N Period of Diversion: APRIL 1 TO NOVEMBER 30 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 21 SESW 30 26N 42E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 42E MCCONE 22 NE 32 26N \*Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 42E MCCONE 23 NWNE 32 26N Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 42E MCCONE 24 SE 32 26N Period of Diversion: APRIL 1 TO NOVEMBER 30 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE E2SW 32 26N 42E MCCONE 25 Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NWSW 32 26N 42E MCCONE 26 Period of Diversion: APRIL 1 TO NOVEMBER 30 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 27 SWSWSW 33 26N 42E MCCONE Period of Diversion: APRIL 1 TO NOVEMBER 30 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE POINT OF DIVERSION NOS. 1 AND 2 ARE LOCATED IN GOVERNMENT LOTS 1 THROUGH 11. POINT OF DIVERSION NO. 8 IS IN GOVERNMENT LOTS 1, 2, 3, AND 4.

OCTOBER 7, 2020 40E 165663-00

Page 4 of 5

Period of Use:

APRIL 1 TO NOVEMBER 30

\*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			NESE	4	25N	42E	MCCONE
2			NWSE	4	25N	42E	MCCONE
3			SE	24	26N	41E	MCCONE
4			SW	24	26N	41E	MCCONE
5			NE	24	26N	41E	MCCONE
6				25	26N	41E	MCCONE
7			NE	7	26N	42E	MCCONE
8			NENW	7	26N	42E	MCCONE
9			SENW	7	26N	42E	MCCONE
10			SWNE	18	26N	42E	MCCONE
11			SENW	18	26N	42E	MCCONE
12			SE	18	26N	42E	MCCONE
13			NESW	18	26N	42E	MCCONE
14			SESW	18	26N	42E	MCCONE
15				19	26N	42E	MCCONE
16				29	26N	42E	MCCONE
17			NE	30	26N	42E	MCCONE
18			NENW	30	26N	42E	MCCONE
19			SE	30	26N	42E	MCCONE
20			NESW	30	26N	42E	MCCONE
21			SESW	30	26N	42E	MCCONE
22			NE	32	26N	42E	MCCONE
23			NWNE	32	26N	42E	MCCONE
24			SE	32	26N	42E	MCCONE
25			E2SW	32	26N	42E	MCCONE
26			NWSW	32	26N	42E	MCCONE
27		S	WSWSW	33	26N	42E	MCCONE
			SE NOS. 1	AND	2 ARE I	LOCAT	ED IN GOVERNMENT LOTS 1
		THROUGH 11.					
		PLACE OF US	= 110. 8 15	LUCA		GOVE	ERNMENT LOTS 1, 2, 3, AND 4.

#### **Remarks:**

THE PLACE OF USE CONSISTS OF FEDERAL PUBLIC LANDS. THIS RIGHT IS APPURTENANT TO THE FOLLOWING PRIVATE LANDS: (A) S2NW, W2SW, AND NESW OF SECTION 35, TOWNSHIP 26 NORTH, RANGE 42 EAST; AND E2SE AND SENE OF SECTION 34, TOWNSHIP 25 NORTH, RANGE 42 EAST, MCCONE COUNTY, MONTANA.

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

THE IMPLIED CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 40E 30045919, 40E 30045920, 40E 30045921, 40E 30045922, 40E 30045923, AND 40E 30045924.

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 40S BASIN PRELIMINARY DECREE ISSUED 12/29/1999.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165664-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027
	DUSTIN MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
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.
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165664-00 Page 2 of 3

ID       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       12       SWNW       3       25N       42E       MCCONE         *Period of Diversion: APRIL 1 TO DECEMBER 31         Diversion Means:       DAM         *Reservoir:       ONSTREAM         Govt Lot       Qtr Sec       Sec       Twp       Rge       County         MCCONE       ONSTREAM       Image: County Structure       Image: County Structure       Image: County Structure         Diversion to Reservoir:       DIVERSION # 1       Image: County Structure       Image: County Structure         Diversion to Reservoir:       DIVERSION # 1       Image: County Structure       Image: County Structure         Dam Height:       10.00       FEET       Image: County Structure       Image: County Structure	
*Period of Diversion: APRIL 1 TO DECEMBER 31 Diversion Means: DAM *Reservoir: ONSTREAM <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNW <u>3</u> 25N <u>42E</u> <u>MCCONE</u> Diversion to Reservoir: DIVERSION # 1	
Diversion Means: DAM *Reservoir: ONSTREAM <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNW <u>3</u> 25N <u>42E</u> <u>MCCONE</u> Diversion to Reservoir: DIVERSION # 1	
*Reservoir: ONSTREAM <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNW <u>3</u> 25N 42E MCCONE Diversion to Reservoir: DIVERSION # 1	
$\frac{Govt Lot}{Govt Lot} = \frac{Qtr Sec}{SWNW} = \frac{Sec}{3} = \frac{Twp}{25N} = \frac{Rge}{42E} = \frac{County}{MCCONE}$ Diversion to Reservoir: DIVERSION # 1	
SWNW 3 25N 42E MCCONE Diversion to Reservoir: DIVERSION # 1	
Diversion to Reservoir: DIVERSION # 1	
Down Usights 10.00 FEFT	
Dam Height: 10.00 FEET	
Depth: 7.00 FEET	
Surface Area: 1.69 ACRES	
Capacity: 4.73 ACRE-FEET	
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAV BEEN ESTIMATED BY DNRC.	E
Period of Use: APRIL 1 TO DECEMBER 31	
Place of Use:	
ID         Acres         Govt Lot         Qtr Sec         Sec         Twp         Rge         County	
1 12 SWNW 3 25N 42E MCCONE	

### Remarks:

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

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number: 40E 165665-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

DUSTIN MORTENSON PO BOX 171 FORT PECK, MT 59223 0171

JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):	STOCK		
Flow Rate:			
Volume:			
Source Name:	UNNAMED	TRIBUTARY C	OF FORT PECK LAKE
Point of Diversion and M	leans of Dive	rsion:	
Period of Use:			
Place of Use:			

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS BY AGREEMENT OF THE PARTIES ON 04/10/89.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165666-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
*Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
Priority Date:	DECEMBER 31, 1912
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER
	SPRING HYDROLOGICALLY RELATED TO SOURCE
*Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWSE 16 26N 42E MCCONE
-	: APRIL 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE

OCTOBER 7, 2020 40E 165666-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
2		SW	16	26N	42E MCCONE
<b>Period of Diversion</b>	: APRIL 1 TO DE	CEMBER	31		
<b>Diversion Means:</b>	LIVESTOCK DIF	RECT FRC	OM SC	URCE	
Period of Use:	APRIL 1 TO DEC	CEMBER 3	81		
Place of Use:					
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			16	26N	42E MCCONE

#### **Remarks:**

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

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165667-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027					
	DUSTIN MORTENSON PO BOX 171 FORT PECK, MT 59223 0171					
	JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171					
Priority Date:	DECEMBER 31, 1968					
Type of Historical Right: USE						
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name: Source Type:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE) SURFACE WATER					
source Type:						

OCTOBER 7, 2020 40E 165667-00 Page 2 of 3

Point of Diversion and Means of Diversion:								
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>				County		
1		NESWSE	33	26N	42E	MCCONE		
*Period of Diversion: APRIL 1 TO DECEMBER 31								
Diversion Mean	ns: DAM							
*Reservoir:	ONSTREAM							
	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>		
		NESWSE	33	26N	42E	MCCONE		
Diversion to Reservoir: DIVERSION # 1								
Dam Heig	ht:	7.00 FEET						
Depth:		4.00 FEET						
Surface A	rea:	0.86 ACRES	3					
Capacity:		1.38 ACRE-	FEET					
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.								
Period of Use:	APRIL 1 TO	APRIL 1 TO DECEMBER 31						
Place of Use:								
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1		NESWSE	33	26N	42E	MCCONE		

### Remarks:

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165667-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165668-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	DUSTIN MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027
	JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
Priority Date:	DECEMBER 31, 1912
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:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER
	SPRING HYDROLOGICALLY RELATED TO SOURCE

OCTOBER 7, 2020 40E 165668-00 Page 2 of 2

\*Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Twp **Rge** County Sec 1 S2SE 35 26N 42E MCCONE Period of Diversion: APRIL 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE **APRIL 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Govt Lot Qtr Sec Sec Twp **Rge** County Acres 1 42E MCCONE S2SE 35 26N

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

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	40E 165669-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	DUSTIN MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
	JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
Priority Date:	MAY 19, 1919
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER
	SPRING HYDROLOGICALLY RELATED TO SOURCE
*Point of Diversion and	Means of Diversion:
<u>ID</u>	Govt LotQtr SecSecTwpRgeCountyS23426N42EMCCONE
Period of Diversion	n: APRIL 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

OCTOBER 7, 2020 40E 165669-00 Page 2 of 2

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

<u>II</u> 2	<u>)</u>	Govt Lot	<u>Qtr Sec</u> SESENE	<u>Sec</u> 34	<u>Twp</u> 26N	<u>Rge</u> 42E	<u>County</u> MCCONE
	Period of Diversion	APRIL 1 TO DE	CEMBER	31			
	<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRC	M SO	URCE		
3		S	SESWNW	35	26N	42E	MCCONE
	Period of Diversion	: APRIL 1 TO DE	CEMBER	31			
	<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRC	M SO	URCE		
4			N2SW	35	26N	42E	MCCONE
<b>Period of Diversion:</b>		APRIL 1 TO DECEMBER 31					
<b>Diversion Means:</b>		LIVESTOCK DIRECT FROM SOURCE					
Peri	od of Use:	APRIL 1 TO DECEMBER 31					
Plac	ce of Use:						
II	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1				34	26N	42E	MCCONE
2				35	26N	42E	MCCONE

#### **Remarks:**

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

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165670-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027
Priority Date:	AUGUST 22, 1923
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER
	SPRING HYDROLOGICALLY RELATED TO SOURCE
*Point of Diversion and N	Vleans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENW1125N42EMCCONE
Period of Diversion	: APRIL 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	APRIL 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SENW	11	25N	42E MCCONE

#### Remarks:

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

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165671-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
*Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
Priority Date:	DECEMBER 31, 1912
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MILK RIVER COULEE
Source Type:	SURFACE WATER
	SPRING HYDROLOGICALLY RELATED TO SOURCE
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN2NE1626N42EMCCONE
	a: APRIL 1 TO DECEMBER 31
<b>Diversion Means:</b>	
Period of Use:	APRIL 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			N2NE	16	26N	42E MCCONE

#### Remarks:

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

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

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:	40E 165672-00 STATEMENT OF CLAIM Version: 3 REEXAMINED Status: ACTIVE
Owners:	DUSTIN MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027
	JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
Priority Date:	DECEMBER 31, 1912
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: Source Type:	SPRING, UNNAMED TRIBUTARY OF FORT PECK LAKE GROUNDWATER

OCTOBER 7, 2020 40E 165672-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	1		SWNWNE	28	26N	42E MCCONE
Period of	f Diversion	: JANUARY 1	TO DECEMB	ER 31		
Diversion	n Means:	FLOWING				
Period of Use	:	JANUARY 1	TO DECEMBE	ER 31		
*Place of Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SWNWNE	28	26N	42E MCCONE

#### **Remarks:**

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

THE PLACE OF USE AND POINT OF DIVERSION CONSISTS OF FEDERAL PUBLIC LANDS. THE WATER RIGHT IS APPURTENANT TO THE FOLLOWING PRIVATE LANDS: A) S2NW, W2SW AND NESW OF SEC 35, T26N, R42E; AND B) E2SE AND SENE OF SEC 34, T26N, R42E, MCCONE COUNTY.

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165673-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027
	DUSTIN MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
	JAYDEE MORTENSON PO BOX 171 FORT PECK, MT 59223 0171
Priority Date:	DECEMBER 31, 1970
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FORT PECK LAKE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 165673-00 Page 2 of 3

*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNW	<u>Sec</u> 28	<u>Twp</u> 26N		County MCCONE
*Period of Diversion Diversion Means:	: APRIL 1 TO D DAM	ECEMBER	31			
*Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNW	<u>Sec</u> 28	<u>Twp</u> 26N	<u>Rge</u> 42E	<u>County</u> MCCONE
Diversion to R	eservoir: DIV	'ERSION # 1				
Dam Height:	9	.00 FEET				
Depth:	6	0.00 FEET				
Surface Area:	0	.89 ACRES	3			
Capacity:	2	.14 ACRE-	FEET			
	THE CAPACIT BEEN ESTIMA	-	-	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	APRIL 1 TO D	ECEMBER 3	31			
*Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NWNW	28	26N	42E	MCCONE

#### Remarks:

THE PLACE OF USE AND POINT OF DIVERSION CONSISTS OF FEDERAL PUBLIC LANDS. THE WATER RIGHT IS APPURTENANT TO THE FOLLOWING PRIVATE LANDS: A) S2NW, W2SW AND NESW OF SEC 35, T26N, R42E; AND B) E2SE AND SENE OF SEC 34, T26N, R42E, MCCONE COUNTY.

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165673-00 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."

40E 165674-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

SHEEP COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

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 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."

40E 165675-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF SHEEP COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

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 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."

40E 165676-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**\*Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF LA PLAZ COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

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 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."

40E 165677-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**\*Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

MISSOURI RIVER Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

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 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."

40E 165678-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**\*Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

GROUNDWATER Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165679-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	DECEMBER 31, 1945				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENE2423N32EPHILLIPS				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 165679-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESENE 23N 32E PHILLIPS 24 **Diversion to Reservoir: DIVERSION #1** MARCH 15 TO OCTOBER 20 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 24 23N NESENE 32E PHILLIPS 

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165680-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSE2423N32EPHILLIPS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165680-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWSE 23N 32E PHILLIPS 24 **DIVERSION #1 Diversion to Reservoir:** MARCH 15 TO OCTOBER 20 **Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp Rge County 1 32E PHILLIPS SENWSE 24 23N 2 SWNESE 24 23N 32E PHILLIPS ..... ......

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165681-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1930
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWSW1323N32EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165681-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SWSWSW 23N 32E PHILLIPS 13 **Diversion to Reservoir: DIVERSION #1** MARCH 15 TO JANUARY 15 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWSWSW 13 23N 32E PHILLIPS 

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165682-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1945
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MOORE COULEE
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNW1323N32EPHILLIPS
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165682-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NESWNW 23N 32E PHILLIPS 13 **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 13 23N 32E PHILLIPS E2SWNW 

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

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

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

40E 165683-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**\*Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

SHED COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165684-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSE2223N32EPHILLIPS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165684-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENWSE 23N 32E PHILLIPS 22 **DIVERSION #1 Diversion to Reservoir:** MARCH 15 TO JANUARY 15 **Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp Rge County 1 32E PHILLIPS N2NWSE 22 23N 2 SWSWNE 22 23N 32E PHILLIPS ..... ......

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165685-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1935
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SMITH CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW1523N32EPHILLIPS
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165685-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWSW 23N 32E PHILLIPS 15 **Diversion to Reservoir: DIVERSION #1** MARCH 15 TO JANUARY 15 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 15 23N NWNWSW 32E PHILLIPS 

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165686-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSW1423N32EPHILLIPS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165686-00 Page 2 of 2

> **ONSTREAM Reservoir:** T<u>wp</u> **Govt Lot** Qtr Sec Sec **Rge** County NWSWSW 23N 32E PHILLIPS 14 **DIVERSION #1 Diversion to Reservoir:** MARCH 15 TO JANUARY 15 **Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp Rge County 1 32E PHILLIPS NWSWSW 23N 14 2 **SWNWSW** 14 23N 32E PHILLIPS ..... ......

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165687-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW2723N32EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165687-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESWNW 23N 32E PHILLIPS 27 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 15 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 27 23N 32E PHILLIPS E2SWNW 

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165688-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1920
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESE2723N32EPHILLIPS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165688-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNESE 23N 32E PHILLIPS 27 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 15 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNESE 27 23N 32E PHILLIPS 

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 165689-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN A KOSS PO BOX 1286 MALTA, MT 59538					
	SUZANNE M KOSS PO BOX 1286 MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1945					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSE3524N32EPHILLIPS					
*Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM					

OCTOBER 7, 2020 40E 165689-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

		Govt Lot	<u>Qtr Sec</u> SESWSE	<u>Sec</u> 35	<u>Twp</u> 24N		<u>County</u> PHILLIPS	
	Diversion to Re	eservoir: DIV	ERSION # 1					
	Dam Height:	12	.00 FEET					
	Depth:	9	.00 FEET					
	Surface Area:	5	.35 ACRES	3				
	Capacity:	19	.26 ACRE-	FEET				
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.							
Period o	f Use:	JANUARY 1 TO	D DECEMBI	ER 31				
Place of	Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1			SESWSE	35	24N	32E	PHILLIPS	
2			S2SESE	35	24N	32E	PHILLIPS	

#### Remarks:

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165689-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165690-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN A KOSS PO BOX 1286 MALTA, MT 59538					
	SUZANNE M KOSS PO BOX 1286 MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1935					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH 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>					
	SWSENE 35 24N 32E PHILLIPS					
*Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS					
	CLAIM.					

OCTOBER 7, 2020 40E 165690-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWSENE 32E PHILLIPS 35 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 35 24N 32E PHILLIPS W2SENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

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Water Right Number:	40E 165691-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	DOUBLE EAGLE LAND PARTNERSHIP JOHN A & ALLAN F STRATMAN PO BOX 247 SONOITA, AZ 85637					
<b>Priority Date:</b>	DECEMBER 31, 1955					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF LA PLAZ COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>					
•	NENWNW 32 23N 33E PHILLIPS : JANUARY 1 TO DECEMBER 31					
Diversion Means:	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 165691-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County 33E PHILLIPS NENWNW 23N 32 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 15 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 32 23N 33E PHILLIPS NENWNW 

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165692-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	DOUBLE EAGLE LAND PARTNERSHIP JOHN A & ALLAN F STRATMAN PO BOX 247 SONOITA, AZ 85637					
<b>Priority Date:</b>	DECEMBER 31, 1960					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF ARMSTRONG 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> SWNENE 32 23N 33E PHILLIPS					
-	SWNENE 32 23N 33E PHILLIPS : JANUARY 1 TO DECEMBER 31					
Diversion Means:	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 165692-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County 33E PHILLIPS SWNENE 23N 32 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 15 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 32 23N 33E PHILLIPS SWNENE 

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165693-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
Priority Date:	DECEMBER 31, 1945					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW3023N33EPHILLIPS					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 165693-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESWNW 23N 33E PHILLIPS 30 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 15 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 30 23N 33E PHILLIPS SESWNW 

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

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

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Water Right Number:	40E 165694-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
Priority Date:	DECEMBER 31, 1930					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and N	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNW1923N33EPHILLIPS					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 165694-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENWNW 23N 33E PHILLIPS 19 **Diversion to Reservoir: DIVERSION #1** MARCH 15 TO OCTOBER 20 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 19 23N E2NWNW 33E PHILLIPS 

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

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

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Water Right Number:	40E 165695-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
Priority Date:	DECEMBER 31, 1930					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW1923N33EPHILLIPS					
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 165695-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWSW 23N 33E PHILLIPS 19 **Diversion to Reservoir: DIVERSION #1** MARCH 15 TO OCTOBER 20 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 19 23N NWNWSW 33E PHILLIPS 

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	40E 165696-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
Priority Date:	DECEMBER 31, 1940					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESE1923N33EPHILLIPS					
*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM						
Reservoir: ON	STREAM					
	Govt LotQtr SecSecTwpRgeCountySESESE1923N33EPHILLIPS					
Diversion to R	eservoir: DIVERSION # 1					

OCTOBER 7, 2020 40E 165696-00

Page 2 of 2

Period of Use: APRIL 1 TO NOVEMBER 15

\*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESESE	19	23N	33E PHILLIPS
2			NENENE	30	23N	33E PHILLIPS

#### **Remarks:**

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 7/24/2008 PURSUANT TO SECTION 85-2-233(6), MCA.

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165697-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908						
Priority Date:	DECEMBER 31, 1930						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSW2223N32EPHILLIPS						
	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 165697-00 Page 2 of 2

*Reservoir:	ONSTREAM							
	Govt Lot	<u>Qtr Sec</u> SESWSW	<u>Sec</u> 22	<u>Twp</u> 23N	Rge County 32E PHILLIPS			
Diversion to Reservoir: DIVERSION # 1								
Period of Use:	MARCH 15 TO	O JANUARY	15					
Place of Use:								
<u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>			
1		N2SWSW	22	23N	32E PHILLIPS			

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165698-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW2223N32EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165698-00 Page 2 of 2

> **ONSTREAM Reservoir:** Qtr Sec Sec T<u>wp</u> **Govt Lot Rge** County NWNWSW 23N 32E PHILLIPS 22 **DIVERSION #1 Diversion to Reservoir:** MARCH 15 TO JANUARY 15 **Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp Rge County 1 32E PHILLIPS NWNWSW 22 23N 2 SWSWNW 22 23N 32E PHILLIPS ..... ......

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 1656	<b>99-00</b>	STATE	MENT	OF CLA	IM	
	Version:	2 RE	EXAMIN	NED			
		Status:	A	CTIVE			
Owners:	RANDAL V 1211 BRU JORDAN,	SETT RE	5				
Priority Date:	DECEMBE	ER 31, 19	955				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	M RESE	RVOIR	THE	FLOW I	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERINO NIT. ANI	G PURF	POSES	S AT THI HALL B	E RAT	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAME	) TRIBU	JTARY (	OF SE	VEN BL	ACKF	OOT CREEK
Source Type:	SURI	FACE W	ATER				
Point of Diversion and M	Means of Div	ersion:					
<u>ID</u> 1	Govt Lot 4	<u>(</u>	<u>Qtr Sec</u> SW	<u>Sec</u> 7	<u>Тwp</u> 19N		<u>County</u> GARFIELD
*Period of Diversion	: JANUARY	1 TO DI	ECEMB	ER 31			
<b>Diversion Means:</b>	DAM						
	THE PERI CLAIM.	OD OF [	DIVERS	ION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS

OCTOBER 7, 2020 40E 165699-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SW 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 4 SW 7 19N 34E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165700-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SANDRA F KOSS 2346 FOURCHETTE BAY RD MALTA, MT 59538
	KOSS, KELLY TESTAMENTARY TRUST C/O KEVIN KOSS TRUSTEE 10341 LARB HILLS RD MALTA, MT 59538 9524
	OWNER KOSS, KELLY TESTAMENTARY TRUST RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	SEPTEMBER 1, 1958
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF SOUTH SHOTGUN COULEE GROUNDWATER

OCTOBER 7, 2020 40E 165700-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Twp ID Govt Lot Qtr Sec Sec Rge County 1 NESESE 16 24N 33E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESESE 24N 33E PHILLIPS 16

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40E 165701-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KOSS, KELLY TESTAMENTARY TRUST C/O KEVIN KOSS TRUSTEE 10341 LARB HILLS RD MALTA, MT 59538 9524
	SANDRA F KOSS 2346 FOURCHETTE BAY RD MALTA, MT 59538 OWNER KOSS, KELLY TESTAMENTARY 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 BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF SOUTH SHOTGUN COULEE GROUNDWATER

OCTOBER 7, 2020 40E 165701-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Twp ID **Govt Lot** Qtr Sec **Rge** County Sec 1 SESESE 8 24N 33E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SESESE 24N 33E PHILLIPS 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**

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Water Right Number:	40E 165702-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KOSS, KELLY TESTAMENTARY TRUST C/O KEVIN KOSS TRUSTEE 10341 LARB HILLS RD MALTA, MT 59538 9524
	SANDRA F KOSS 2346 FOURCHETTE BAY RD MALTA, MT 59538
	OWNER KOSS, KELLY TESTAMENTARY TRUST RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER

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OCTOBER 7, 2020 40E 165702-00 Page 2 of 2

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Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESENE	<u>Sec</u> 35	<u>Twp</u> 24N		<u>County</u> PHILLIPS
*Period of Diversi Diversion Means		TO DECEMB	ER 31			
	THE PERIOE CLAIM.	OF DIVERS	ION H	AS BE	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: O	NSTREAM					
	Govt Lot	<u>Qtr Sec</u> NESENE	<u>Sec</u> 35	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Diversion to	Reservoir: DI	VERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		E2SENE	35	24N	31E	PHILLIPS
2		SWSWNW	36	24N	31E	PHILLIPS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

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

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### **IMPORTANT NOTICE**

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Water Right Number:	40E 165704-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604	
	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604	
Priority Date:	MAY 10, 1960	
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK	
Source Type:	SURFACE WATER	
Point of Diversion and Means of Diversion:		
$\frac{\text{ID}}{1}$	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESESW 14 19N 33E GARFIELD	
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM	

**ONSTREAM** \*Reservoir:

	Govt LotQtr SecSecTwpRgeCountyNESESW1419N33EGARFIELD	
Diversion to R	eservoir: DIVERSION # 1	
Dam Height:	11.00 FEET	
Depth:	8.00 FEET	
Surface Area:	2.16 ACRES	
Capacity:	6.91 ACRE-FEET	
	THE DAM EXTENDS INTO THE SENESW, SEC 14 TWP 19N RCCOUNTY.	
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFA BEEN ESTIMATED BY DNRC.	CE 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>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>	
1	SWNWSE 14 19N 33E GARFIELD	

33E GARFIELD

33E GARFIELD

#### Remarks:

3

Place ID 1 2

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

14

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

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. •

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

OCTOBER 7, 2020 40E 165704-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 165705-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604		
	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604		
Priority Date:	JUNE 15, 1948		
Type of Historical Right	t: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SEVEN BLACKFOOT CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1 *Period of Diversior	Govt LotQtr SecSecTwpRgeCountySWSESW1219N33EGARFIELDn: JANUARY 1 TO DECEMBER 31		
<b>Diversion Means:</b>	DAM		

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Rge County Sec Twp SWSESW 33E GARFIELD 12 19N **DIVERSION #1 Diversion to Reservoir:** 12.00 FEET Dam Height: 9.00 FEET Depth: Surface Area: 1.06 ACRES Capacity: 3.82 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 S2SESW 12 19N 33E GARFIELD 2 NENENW 12 19N 33E GARFIELD

# Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165705-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 165706-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604				
	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604				
Priority Date:	SEPTEMBER 6, 1946				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SEVEN BLACKFOOT CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1 *Period of Diversior Diversion Means:	Govt Lot Qtr Sec Sec Twp Rge County NESWSW 12 19N 33E GARFIELD n: JANUARY 1 TO DECEMBER 31 DAM				
Diversion means.					

\*Recorvoir

ONSTREAM

*Reservoir: On	SINEAW					
	<u>Govt Lot</u> Ne	<u>Qtr Sec</u> SWSW	<u>Sec</u> 12	<u>Twp</u> 19N	<u>Rge</u> 33E	<u>County</u> GARFIELD
Diversion to R	eservoir: DIVEF	SION # 1				
Dam Height:	12.00	) FEET				
Depth:	9.00	) FEET				
Surface Area:	1.38	ACRES	;			
Capacity:	4.97	ACRE-F	EET			
	THE CAPACITY, BEEN ESTIMATE			MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TO [	DECEMBE	R 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	E	2SWSW	12	19N	33E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 165706-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 165707-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
<b>Priority Date:</b>	OCTOBER 8, 1961
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SEVEN BLACKFOOT CREEK
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	SWNWNW 6 19N 34E GARFIELD I: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165707-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot Otr Sec** Sec Twp **Rge** County **SWNWNW** 34E 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 34E GARFIELD SWNWNW 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 165708-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MICHAELA R JONES 969 PRYOR CREEK RD HUNTLEY, MT 59037 9304
	MARK S JONES 969 PRYOR CREEK RD HUNTLEY, MT 59037 9304
<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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF DEVILS CREEK
Source Type:	SURFACE WATER
Point of Diversion and	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	SWNESW 35 21N 32E GARFIELD
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 165708-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNESW 32E GARFIELD 21N 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 **SWNESW** 35 21N 32E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166112-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	EIDE, MICHAEL FAMILY REVOCABLE LIVING TRUST MICHAEL D & CYNTHIA R EIDE, TRUSTEES PO BOX 1014 GLASGOW, MT 59230
<b>Priority Date:</b>	SEPTEMBER 30, 1944
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FIFTH COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENE3125N39EVALLEY
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166112-00 Page 2 of 2

Reservo	ir: ON	ISTREAM					
		Govt Lot	<u>Qtr Sec</u> NWNENE	<u>Sec</u> 31	<u>Twp</u> 25N	<b><u>Rge</u></b> <u>County</u> 39E VALLEY	
Dive	rsion to H	Reservoir: DI	VERSION # 1				
Period of Use:	:	MARCH 1 TC	NOVEMBER	29			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			NWNWNE	31	25N	39E VALLEY	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AN AMENDMENT WAS SUBMITTED ON 07/10/2020 REQUESTING TO AMEND THE PLACE OF USE. THE AMENDMENT WAS NOT PROCESSED. THE AMENDMENT WILL BE REVIEWED BY THE COURT AFTER THE ISSUANCE OF THE PRELIMINARY DECREE.

AN AMENDMENT WAS SUBMITTED ON 07/10/2020 REQUESTING TO AMEND THE POINT OF DIVERSION AND RESERVOIR RECORD. THE AMENDMENT WAS NOT PROCESSED. THE AMENDMENT WILL BE REVIEWED AFTER THE ISSUANCE OF THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166113-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	EIDE, MICHAEL FAMILY REVOCABLE LIVING TRUST MICHAEL D & CYNTHIA R EIDE, TRUSTEES PO BOX 1014 GLASGOW, MT 59230			
Priority Date:	JUNE 30, 1946			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF FIFTH COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County			
1	NWNWNW 32 25N 39E VALLEY			
*Period of Diversion Diversion Means:	a: APRIL 15 TO NOVEMBER 29 DAM			
Diversion means:				

OCTOBER 7, 2020 40E 166113-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Sec Twp Rge County NWNWNW 25N 39E VALLEY 32 **DIVERSION #1 Diversion to Reservoir:** 12.00 FEET Dam Height: 9.00 FEET Depth: Surface Area: 2.53 ACRES **Capacity:** 9.11 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **APRIL 15 TO NOVEMBER 29** Period of Use: Place of Use: ID **Govt Lot** Qtr Sec **Rge** County Acres Sec Twp 1 NWNWNW 32 25N 39E VALLEY 2 NENWNW 32 25N 39E VALLEY

### 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." OCTOBER 7, 2020 40E 166113-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166127-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	EIDE, MICHAEL FAMILY REVOCABLE LIVING TRUST MICHAEL D & CYNTHIA R EIDE, TRUSTEES PO BOX 1014 GLASGOW, MT 59230
Priority Date:	DECEMBER 31, 1927
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE3125N39EVALLEY
	n: MARCH 1 TO NOVEMBER 29
<b>Diversion Means:</b>	WELL
Period of Use:	MARCH 1 TO NOVEMBER 29
Place of Use: <u>ID Acres</u> 1	<u>Govt Lot Qtr Sec Sec Twp Rge County</u> NENENE 31 25N 39E VALLEY

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166458-0	O STATEN	IENT OF	CLAIM	
	Version: 2	- REEXAMIN	IED		
	St	atus: AC	CTIVE		
Owners:	John a Koss Po Box 1286 Malta, Mt 59	-			
	AMERICAN P PO BOX 908 BOZEMAN, M		-	I	
	SUZANNE M PO BOX 1286 MALTA, MT 59				
Priority Date:	JUNE 29, 190	8			
Type of Historical Right	; FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	1.90 CFS				
*Volume:	45.00 AC-FT				
Climatic Area	: 1 - HIGH				
*Maximum Acres:	32.00				
Source Name:	MOORE COU	LEE			
Source Type:	SURFAC	E WATER			
Point of Diversion and M	leans of Diversi	on:			
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWSWSE	$\frac{\text{Sec}}{34}  \frac{\text{Tv}}{24}$		<u>County</u> PHILLIPS
Period of Diversion Diversion Means:		O DECEMB	ER 31	_	_

OCTOBER 7, 2020 40E 166458-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	10.00		SWSWSE	34	24N	32E	PHILLIPS
2	22.00		SESW	34	24N	32E	PHILLIPS
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.

166458-00 166591-00 166592-00 187209-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ALTHOUGH NOT OBJECTED TO, THE PLACE OF USE WAS CHANGED TO REFLECT THE REDUCTION IN MAXIMUM ACRES IRRIGATED.

THE 32 ACRES IDENTIFIED IN THE SUPPLEMENTAL RIGHTS REMARK IS INCORRECT. THE MAXIMUM ACRES FOR 40E 166458-00 IS 32, FOR 40E 166591-00 IS 81, FOR 40E 166592-00 IS 42 AND FOR 40E 187209-00 IS 205. THE TOTAL IRRIGATED ACREAGE FOR THESE FOUR RIGHTS IS UNCLEAR BUT SHOULD BE A MINIMUM OF 205 ACRES.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE W/DITCH OR PIPLINE/FLOOD 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**

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Water Right Number:	40E 16648	83-00	STATE	MENT	OF CL/	٩IM	
	Version:	2 R	EEXAMI	NED			
		Status	s: A	CTIVE			
Owners:	RANDEEN 36 ROBER GLASGOV	RTSON	COURT				
	DONALD 36 ROBER GLASGOV	TSON					
	ERICK RA 36 ROBER GLASGOV	RTSON					
Priority Date:	JULY 25, 1	1971					
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC	С					
Flow Rate:	12.20 GPN	Л					
Volume:	1.50 AC-F	Т					
Households:	1						
Maximum Acres:	1.00						
*Source Name:	MISSOUR		R (FORT	PECK	LAKE)		
Source Type:	SURI	FACE V	VATER				
Point of Diversion and I	Means of Div	ersion:					
<u>ID</u> 1	Govt Lot	SV	<u>Qtr Sec</u> VSESW	<u>Sec</u> 24	<u>Twp</u> 26N		<u>County</u> VALLEY
Period of Diversion		осто	BER 31				
<b>Diversion Means:</b>							
Period of Use:	MAY 1 TO	OCTO	BER 31				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1	1.00		SWNESW	24	26N	40E VALLEY
Total:	1.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 59.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166484-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214			
Priority Date:	DECEMBER 31, 1952			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENW717N45EMCCONE			
·				

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 166484-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

	Govt Lot	<u>Qtr Sec</u> SENENW	<u>Sec</u> 7	<u>Twp</u> 17N	<u>Rge</u> 45E	<u>County</u> MCCONE
Diversion to Re Dam Height: Depth: Surface Area: Capacity:	8 5 1	ERSION # 1 .00 FEET .00 FEET .43 ACRES .86 ACRE-	8			
	BEEN ESTIMA	TED BY DN	RC.	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use: Place of Use:	JANUARY 1 TO			Т	Dee	Country
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENW	<u>Sec</u> 7	<u>Twp</u> 17N	<u>kge</u> 45E	<u>County</u> MCCONE
2		N2SENW	7	17N		MCCONE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166484-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166485-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1920
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	40.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW817N45EMCCONE
	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	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NENWSW	8	17N	45E	MCCONE
2			SWSENW	8	17N	45E	MCCONE
3			NESENE	7	17N	45E	MCCONE
4			NENWSE	7	17N	45E	MCCONE
5			NENENE	7	17N	45E	MCCONE

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166486-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	BIEBER LAND LLC 407 SKULL CREEK RD BROCKWAY, MT 59214				
Priority Date:	DECEMBER 31, 1931				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SKULL CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and 1	Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW817N45EMCCONE				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
Diversion Means.	DAM				

**Diversion Means:** DAM

OCTOBER 7, 2020 40E 166486-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Rge County Sec Twp SESWNW 45E MCCONE 17N 8 **DIVERSION #1 Diversion to Reservoir:** 10.00 FEET Dam Height: 7.00 FEET Depth: Surface Area: 0.73 ACRES **Capacity:** 2.04 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 SESWNW 8 17N 45E MCCONE 2 **NENWSW** 8 17N 45E MCCONE

### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166486-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166487-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BIEBER LAND LLC 407 SKULL CREEK RD BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1942
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW817N45EMCCONE
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166487-00 Page 2 of 2

*Reservoi	r: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSW	<u>Sec</u> 8	<u>Twp</u> 17N		County MCCONE
Diver	sion to Re	eservoir: D	IVERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NWSW	8	17N	45E	MCCONE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166488-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BIEBER LAND LLC 407 SKULL CREEK RD BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1958
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SKULL CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSW 8 17N 45E MCCONE
-	SWSWSW 8 17N 45E MCCONE I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<u>Rge</u> <u>County</u>
1			SWSWSW	8	17N	45E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166489-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BIEBER LAND LLC 407 SKULL CREEK RD BROCKWAY, MT 59214
<b>Priority Date:</b>	DECEMBER 31, 1951
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW817N45EMCCONE
	a: JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NWNESW 8 17N 45E MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166490-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BIEBER LAND LLC 407 SKULL CREEK RD BROCKWAY, MT 59214
<b>Priority Date:</b>	DECEMBER 31, 1942
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	20.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESE817N45EMCCONE
	: JANUARY 1 TO DECEMBER 31
Diversion Means: Period of Use:	WELL JANUARY 1 TO DECEMBER 31
	JANUART TTO 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 8 17N 45E MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166491-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1944
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SKULL CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE817N45EMCCONE
	: JANUARY 1 TO DECEMBER 31
Diversion Means	DAM

**Diversion Means:** DAM

**OCTOBER 7, 2020** 40E 166491-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 8	<u>Twp</u> 17N	<u>Rge</u> 45E	<u>County</u> MCCONE
<b>Diversion to Res</b>		eservoir: D	IVERSION # 1	1			
	Dam Height:		11.00 FEET				
	Depth:		8.00 FEET				
	Surface Area:		2.79 ACRES	S			
	Capacity:		8.93 ACRE-	FEET			
			ITY, DAM HEI MATED BY DN	,	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:		JANUARY 1 TO DECEMBER 31					
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			S2SESE	8	17N	45E	MCCONE
2			SWSWSW	9	17N	45E	MCCONE
3			N2NENE	17	17N	45E	MCCONE

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.** 

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE. THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE. COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

OCTOBER 7, 2020 40E 166491-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166492-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CRYSTAL D LOSINSKI 1519 KNIGHT ST MILES CITY, MT 59301
	WADE L LOSINSKI 493 E 2 FURROW RD ANGELA, MT 59312
<b>Priority Date:</b>	DECEMBER 31, 1955
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	NWSENW 26 17N 44E MCCONE
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	<b>Rge County</b>
1			NWSENW	26	17N	44E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166493-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WADE L LOSINSKI 493 E 2 FURROW RD ANGELA, MT 59312
	CRYSTAL D LOSINSKI 1519 KNIGHT ST MILES CITY, MT 59301
Priority Date:	DECEMBER 31, 1942
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	HAY CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County
1 *D	NESWNW 26 17N 44E MCCONE
*Period of Diversion Diversion Means:	LE JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166493-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp NESWNW 44E MCCONE 26 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 26 44E MCCONE NESWNW 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:	40E 166494-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214						
Priority Date:	DECEMBER 31, 1948						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF SKULL 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       NENWNW     18     17N     45E     MCCONE       NENWNW     18     17N     45E     MCCONE						

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 18	<u>Twp</u> 17N	<u>Rge</u> 45E	<u>County</u> MCCONE
Diversion to Re	eservoir: D	IVERSION # 1	l			
Dam Height:		9.00 FEET				
Depth:		6.00 FEET				
Surface Area:		0.71 ACRES	3			
Capacity:		1.70 ACRE-	FEET			
		ITY, DAM HEI /IATED BY DN	,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		E2NWNW	18	17N	45E	MCCONE

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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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." OCTOBER 7, 2020 40E 166494-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166495-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	BIEBER LAND LLC 407 SKULL CREEK RD BROCKWAY, MT 59214						
Priority Date:	DECEMBER 31, 1947						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>						
1 *Dowind of Di-courter	S2NWNW 17 17N 45E MCCONE N IANIJARY 1 TO DECEMBER 31						

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM \*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Rge County Sec Twp S2NWNW 45E MCCONE 17N 17 **DIVERSION #1 Diversion to Reservoir:** 10.00 FEET Dam Height: 7.00 FEET Depth: Surface Area: 1.18 ACRES Capacity: 3.31 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 S2NWNW 17 17N 45E MCCONE 2 N2SWNW 17 17N 45E MCCONE

## Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166495-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166496-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214
	BIRCH HOLLOW LLC PO BOX 32 BROCKWAY, MT 59214 0032 OWNER BORDERVIEW RANCH INC RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	DECEMBER 31, 1937
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN2SWSW2518N44EMCCONE
*Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM

\*Reservoir:

**ONSTREAM** 

		<u>Govt Lot</u>	<u>Qtr Sec</u> N2SWSW	<u>Sec</u> 25	<u>Twp</u> 18N	<u>Rge</u> 44E	<u>County</u> MCCONE
	Diversion to R		VERSION # 1				
	Dam Height:		9.00 FEET				
	Depth:		6.00 FEET				
	Surface Area:		3.53 ACRES	3			
	Capacity:		8.47 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	Use:						
ID	Acres	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	Rge	<u>County</u>
1			N2SWSW	25	18N	44E	MCCONE
2			S2NWSW	25	18N	44E	MCCONE

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166496-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166497-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214					
Priority Date:	DECEMBER 31, 1948					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SKULL CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESW3518N44EMCCONE					
	: JANUARY 1 TO DECEMBER 31					
Diversion Means	DAM					

**Diversion Means:** DAM

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Rge County Sec Twp NENESW 44E MCCONE 35 18N **DIVERSION #1 Diversion to Reservoir:** 10.00 FEET Dam Height: 7.00 FEET Depth: Surface Area: 1.30 ACRES Capacity: 3.64 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 NENESW 35 18N 44E MCCONE 2 NWNWSE 35 18N 44E MCCONE

## Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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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." OCTOBER 7, 2020 40E 166497-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166498-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214
	BIRCH HOLLOW LLC PO BOX 32 BROCKWAY, MT 59214 0032 OWNER BORDERVIEW RANCH INC RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1951
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.40 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESW2518N44EMCCONE
	n: AUGUST 1 TO OCTOBER 1
<b>Diversion Means:</b>	WELL
Period of Use:	AUGUST 1 TO OCTOBER 1

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWSESW	25	18N	44E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166499-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	St	tatus: A	CTIVE					
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214							
Priority Date:	APRIL 23, 198	32						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	30.00 GPM							
Volume:	1.50 AC-FT							
Households:	1							
Source Name:	GROUNDWA	TER						
Source Type:	GROUNDWATER							
Point of Diversion and M	<b>Means of Divers</b>	ion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENE	<u>Sec</u> 7	<u>Twp</u> 17N		<u>County</u> MCCONE		
Period of Diversion	: JANUARY 1	TO DECEMB	ER 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>	Twp	<u>Rge</u>	<b>County</b>		
1		NENENE	7	17N	45E	MCCONE		

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16650	D-00 STATE	MENT	OF CLA	MIM	
	Version:	2 REEXAMIN				
		Status: A	CTIVE			
Owners:	BIEBER LA 407 SKULL BROCKWA					
Priority Date:	DECEMBER	R 31, 1974				
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	30.00 GPM					
Volume:	2.00 AC-FT					
Households:	2					
Source Name:	GROUNDW	ATER				
Source Type:	GROU	NDWATER				
Point of Diversion and M	leans of Dive	rsion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 8	<u>Twp</u> 17N		<u>County</u> MCCONE
Period of Diversion Diversion Means:	: JANUARY WELL	1 TO DECEMB	ER 31			
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1		SESWNW	8	17N	45E	MCCONE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166501-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BIEBER LAND LLC 407 SKULL CREEK RD BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	t: USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	12.00 AC-FT
Climatic Area	a: 1 - HIGH
Maximum Acres:	8.00
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyS2N2SW817N45EMCCONE
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DIKE
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 8.00	S2N2SW 8 17N 45E MCCONE

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <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:	40E 16650	2-00	STATE	MENT	OF CLA	MIM	
	Version:	2 RE	EXAMIN	NED			
		Status	: A	CTIVE			
Owners:	ARNSTON PO BOX 72 CIRCLE, M	2					
<b>Priority Date:</b>	DECEMBE	R 31, 1	884				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	OF ST STEM.	OCK DF	RINKIN OW R/	IG DIRE ATE IS I	CTLY _IMITE	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED	TRIB	JTARY (	OF CO	AL CRE	EK	
Source Type:	SURF	ACE W	ATER				
Point of Diversion and M	Means of Dive	ersion:					
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>	Sec	Twp		County
-			N2	6	20N	45E	MCCONE
Period of Diversion							
Diversion Means:	LIVESTOC						
2			ENESE	6	20N	45E	MCCONE
Period of Diversion	LIVESTOC						
<b>Diversion Means:</b>	LIVESIOC				URGE		

OCTOBER 7, 2020 40E 166502-00 Page 2 of 2

> Point of Diversion and Means of Diversion: ID Govt Lot Qtr Sec Twp **Rge** County Sec 3 SW 5 20N 45E MCCONE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp **Rge** County 1 20N 45E MCCONE 6 2 5 20N 45E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40E 166503-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ARNSTON RANCH INC PO BOX 72 CIRCLE, MT 59215 0072
Priority Date:	DECEMBER 31, 1884
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COAL 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>
-	N2N2 5 20N 45E MCCONE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	N2N2 6 20N 45E MCCONE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			N2N2	5	20N	45E	MCCONE
2			N2N2	6	20N	45E	MCCONE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION 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:	40E 1665	04-00	STATE	MENT	OF CLA	MIM	
	Version:	2 R	EEXAMIN	NED			
		Statu	s: A	CTIVE			
Owners:	ARNSTON PO BOX 7 CIRCLE, N	2					
<b>Priority Date:</b>	DECEMBE	ER 31, <sup>-</sup>	1884				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSIST: DITCH SY	S OF S STEM.	TOCK DF	RINKIN OW R/	IG DIRE ATE IS I	CTLY _IMITE	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERI NIT. AI	NG PURF NIMAL UN	POSES	S AT TH HALL B	E RAT	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
*Source Name:	NELSON	CREEK					
Source Type:	SUR	FACE \	WATER				
*Point of Diversion and N	<b>Means of Div</b>	ersion:					
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>		Twp		County
			SE	36	21N	43E	MCCONE
Period of Diversion							
Diversion Means:	LIVESTO	CK DIR				4 a =	
2			E2SW	36	21N	43E	MCCONE
Period of Diversion Diversion Means:	LIVESTO				URCE		

OCTOBER 7, 2020 40E 166504-00 Page 2 of 2

#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>			
3		NWSW	36	21N	43E	MCCONE			
Period of Diversion	riod of Diversion: JANUARY 1 TO DECEMBER 1								
<b>Diversion Means:</b>	LIVESTOCK DI	LIVESTOCK DIRECT FROM SOURCE							
4		N2	35	21N	43E	MCCONE			
Period of Diversion	Period of Diversion: JANUARY 1 TO DECEMBER 1								
<b>Diversion Means:</b>	LIVESTOCK DI	LIVESTOCK DIRECT FROM SOURCE							
Period of Use:	JANUARY 1 TO	DECEMBE	ER 1						

\*Place of Use:

Ш	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1				35	21N	43E MCCONE
2			SE	36	21N	43E MCCONE
3			E2SW	36	21N	43E MCCONE
4			NWSW	36	21N	43E MCCONE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION NO. 1 APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE S2SE SEC 36 TWP 21N RGE 43E MCCONE 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:	40E 166505-0	0 STATE	MENT	OF CLA	AIM	
	Version: 3 -	- REEXAMII	NED			
	St	atus: A	CTIVE			
Owners:	ARNSTON RA PO BOX 72 CIRCLE, MT 5					
Priority Date:	DECEMBER 3	1, 1884				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	CONSISTS OF DITCH SYSTE	STOCK DE M. THE FL	RINKIN OW R	IG DIRE	ECTLY	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.
Volume:	STOCKWATE ANIMAL UNIT	RING PURP ANIMAL UI	POSES	AT THI	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:	JIM COULEE					
Source Type:	SURFAC	E WATER				
*Point of Diversion and I	Means of Diversi	on:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> S2SE	<u>Sec</u> 26	<u>Тwp</u> 21N		<u>County</u> MCCONE
Period of Diversion	: JANUARY 1 T		-		.02	
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	OM SC	URCE		
Period of Use:	JANUARY 1 T	O DECEMB	ER 31			

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			S2SE	26	21N	43E MCCONE

#### **Remarks:**

THE POINT OF DIVERSION AND PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 4/10/2009 PURSUANT TO SECTION 85-2-233(6), MCA.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166506-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ARNOLD E LARSON 153 CUTTING SCHOOL RD CIRCLE, MT 59215
	SANDRA F LARSON 153 CUTTING SCHOOL RD CIRCLE, MT 59215
Priority Date:	JULY 31, 1953
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	3.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
•	NWNESW 18 21N 45E MCCONE NOVEMBER 1 TO APRIL 1
Diversion Means:	WELL
Period of Use:	NOVEMBER 1 TO APRIL 1

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWNESW	18	21N	45E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166507-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	ARNOLD E LARSON 153 CUTTING SCHOOL RD CIRCLE, MT 59215				
	SANDRA F LARSON 153 CUTTING SCHOOL RD CIRCLE, MT 59215				
Priority Date:	DECEMBER 31, 1930				
Type of Historical Right: USE					
Purpose(use):	STOCK				
Flow Rate:	3.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW2421N44EMCCONE				
Period of Diversion: APRIL 1 TO NOVEMBER 1 Diversion Means: WELL					
Period of Use:	APRIL 1 TO NOVEMBER 1				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			NWNESW	24	21N	44E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166508-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	SANDRA F LARSON 153 CUTTING SCHOOL RD CIRCLE, MT 59215
	ARNOLD E LARSON 153 CUTTING SCHOOL RD CIRCLE, MT 59215
<b>Priority Date:</b>	JULY 31, 1951
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MCGUIRE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1 *Period of Diversion	Govt LotQtr SecSecTwpRgeCountyNWSWSE321N44EMCCONEI: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166508-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSWSE 44E MCCONE 21N 3 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 1 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 3 21N 44E MCCONE NWSWSE 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 166509-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

Owners: ALVEN R CLARK 5321 FRONTIER DR UNIT 2 BILLINGS, MT 59101 8917

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF WINDMILL COULEE

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 TEMPORARY PRELIMINARY DECREE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E       166511-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE			
Owners:	RANDAL W BRUSETT 1211 BRUSETT RD JORDAN, MT 59337			
	SHARON L BRUSETT 1211 BRUSETT RD JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1935			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SEVEN BLACKFOOT CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESE2520N33EGARFIELD			
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 166511-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESESE 20N 33E GARFIELD 25 **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 20N SESESE 33E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E       166512-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE			
Owners:	RANDAL W BRUSETT 1211 BRUSETT RD JORDAN, MT 59337			
	SHARON L BRUSETT 1211 BRUSETT RD JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1967			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SEVEN BLACKFOOT CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
-	NESESE 25 20N 33E GARFIELD I: JANUARY 1 TO DECEMBER 31 DAM			

OCTOBER 7, 2020 40E 166512-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NESESE	<u>Sec</u> 25	<u>Twp</u> 20N		<u>County</u> GARFIELD
Diversion to Re	eservoir: DI	VERSION # 1				
Dam Height:		9.00 FEET				
Depth:		6.00 FEET				
Surface Area:		0.94 ACRES	5			
Capacity:		2.26 ACRE-	FEET			
	THE CAPACI BEEN ESTIM	,	,	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		N2SESE	25	20N	33E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166512-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166513-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE				
Owners:	RANDAL W BRUSETT 1211 BRUSETT RD JORDAN, MT 59337				
	SHARON L BRUSETT 1211 BRUSETT RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1930				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1 *Period of Diversion	Govt LotQtr SecSecTwpRgeCountyNWNENE3520N33EGARFIELDa: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				

OCTOBER 7, 2020 40E 166513-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENE	<u>Sec</u> 35	<u>Twp</u> 20N		<u>County</u> GARFIELD
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	eservoir: D	IVERSION # 1 8.00 FEET 5.00 FEET 0.72 ACRES 0.36 ACRE-	6			
		ITY, DAM HEI ATED BY DN	,	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		NWNENE	35	20N	33E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166513-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166514-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	RANDAL W BRUSETT 1211 BRUSETT RD JORDAN, MT 59337
	SHARON L BRUSETT 1211 BRUSETT RD JORDAN, MT 59337
<b>Priority Date:</b>	DECEMBER 31, 1908
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	SWSESE 2 19N 33E GARFIELD
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DEVELOPED SPRING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			SWSESE	2	19N	33E GARFIELD

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

166514-00 166515-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166515-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	RANDAL W BRUSETT 1211 BRUSETT RD JORDAN, MT 59337				
	SHARON L BRUSETT 1211 BRUSETT RD JORDAN, MT 59337				
Priority Date:	DECEMBER 31, 1908				
Type of Historical Right:	USE				
Purpose(use):	DOMESTIC				
Flow Rate:	5.00 GPM				
Volume:	1.50 AC-FT				
Households:	1				
Maximum Acres:	1.00				
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF INDIAN CREEK GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE219N33EGARFIELD				
	Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DEVELOPED SPRING				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	1.00		SWSESE	2	19N	33E 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.

166514-00 166515-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166516-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	SHARON L BRUSETT 1211 BRUSETT RD JORDAN, MT 59337					
	RANDAL W BRUSETT 1211 BRUSETT RD JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1962					
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:	60.00 AC-FT					
Climatic Area	: 1 - HIGH					
Maximum Acres:	40.00					
Source Name:	SEVEN BLACKFOOT CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and N	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNESE219N33EGARFIELD					
<b>Period of Diversion</b>	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DIVERSION DAM					
Period of Use:	JANUARY 1 TO DECEMBER 31					

OCTOBER 7, 2020 40E 166516-00 Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	Rge	<b>County</b>
1	20.00		SENE	2	19N	33E	GARFIELD
2	5.00		SWNW	1	19N	33E	GARFIELD
3	15.00		E2SE	2	19N	33E	GARFIELD
Total:	40.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166517-00 STATEMENT OF CLAIM								
	Version: 2 REEXAMINED								
	Status: ACTIVE								
	Late Claim: A								
Owners:	MELVIN C LERVICK 9218 215TH AVE NE REDMOND, WA 98053								
	LINDA J LERVICK 9218 215TH AVE NE REDMOND, WA 98053 OWNER CLIFFORD O & ROSE J LERVICK RETAINED. CONTRACT FOR DEED INTEREST.								
<b>Priority Date:</b>	DECEMBER 31, 1957								
	CLAIM FILED LATE 05/03/1982 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL FEDERAL AND INDIAN RESERVED WATER RIGHTS.								
Type of Historical Right	t: USE								
Purpose(use):	STOCK								
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	UNNAMED TRIBUTARY OF HELL CREEK								
Source Type:	SURFACE WATER								

OCTOBER 7, 2020 40E 166517-00 Page 2 of 2

2.....

ID       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       NWSWNW       4       20N       36E       GARFIELD         *Period of Diversion: JANUARY 1 TO DECEMBER 31         Diversion Means:       DAM         THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.         Reservoir:       ONSTREAM         Govt Lot       Qtr Sec       Sec       Twp       Rge       County         NWSWNW       4       20N       36E       GarField         Period of Use:						
Diversion Means:       DAM         THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.         Reservoir:       ONSTREAM         Govt Lot       Qtr Sec       Sec       Twp       Rge       County         NWSWNW       4       20N       36E       GARFIELD         Diversion to Reservoir:       DIVERSION # 1						
CLAIM.          Reservoir:       ONSTREAM         Govt Lot       Qtr Sec       Sec       Twp       Rge       County         NWSWNW       4       20N       36E       GARFIELD         Diversion to Reservoir:       DIVERSION # 1						
Govt LotQtr SecSecTwpRgeCountyNWSWNW420N36EGARFIELDDiversion to Reservoir:DIVERSION # 1						
<b>Diversion to Reservoir:</b> DIVERSION # 1						
Period of Use: OCTOBER 1 TO APRIL 1						
Place of Use:						
ID         Acres         Govt Lot         Qtr Sec         Sec         Twp         Rge         County						
1 NWSWNW 4 20N 36E GARFIELD						
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 166518-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
	Late Claim: A						
Owners:	LINDA J LERVICK 9218 215TH AVE NE REDMOND, WA 98053						
	MELVIN C LERVICK 9218 215TH AVE NE REDMOND, WA 98053 OWNER CLIFFORD O & ROSE J LERVICK RETAINED. CONTRACT FOR DEED INTEREST.						
<b>Priority Date:</b>	DECEMBER 31, 1936						
	CLAIM FILED LATE 05/03/1982 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL FEDERAL AND INDIAN RESERVED WATER RIGHTS.						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF HELL CREEK						
Source Type:	SURFACE WATER						

OCTOBER 7, 2020 40E 166518-00 Page 2 of 3

Point of Diversion and Means of Diversion:								
ID		Govt Lot	<u>Qtr Sec</u>				County	
1			E2SWSW	5	20N	36E	GARFIELD	
*Period of D	Diversion	: JANUARY	1 TO DECEMB	ER 31				
<b>Diversion</b> I	Means:	DAM						
*Reservoir	··· ON	STREAM						
		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp		<u>County</u>	
			E2SWSW	5	20N	36E	GARFIELD	
Divers	sion to R	eservoir: [	DIVERSION # 1					
Dam H	Height:		10.00 FEET					
Depth	:		7.00 FEET					
Surfac	ce Area:		3.84 ACRES	3				
Capac	city:		10.75 ACRE-	FEET				
			CITY, DAM HEI MATED BY DN		MAXIM	IUM DE	PTH, AND SURFACE AREA HAVE	
Period of Use:		JANUARY 1	I TO DECEMBE	ER 31				
Place of Use:								
<u>ID</u> <u>A</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1			SWSW	5	20N	36E	GARFIELD	

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166518-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166519-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702							
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467							
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538							
Priority Date:	DECEMBER 31, 1948							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK							
Source Type:	SURFACE WATER							

OCTOBER 7, 2020 40E 166519-00 Page 2 of 3

Point of Diversion and Means of Diversion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 28	<u>Twp</u> 23N		<u>County</u> PHILLIPS		
*Period of Diversion Diversion Means:	: JANUARY 1 T DAM	TO DECEMB	ER 31					
*Reservoir: ONS	STREAM							
	Govt Lot	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 28	<u>Twp</u> 23N		<u>County</u> PHILLIPS		
Diversion to Re Dam Height:		/ERSION # 1 1.00 FEET						
Depth:	8	8.00 FEET						
Surface Area:	(	0.88 ACRES	5					
Capacity:		2.82 ACRE-	FEET					
	THE CAPACI BEEN ESTIM		-	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		SESWNW	28	23N	32E	PHILLIPS		

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166519-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166520-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166520-00 Page 2 of 3

Point of Diversion and Means of Diversion:								
ID 1		Govt Lot	<u>Qtr Sec</u>				County	
1			SENENW	28	24N	32E	PHILLIPS	
*Period of D	Diversion	: JANUARY 1	TO DECEMB	ER 31				
<b>Diversion</b> I	Means:	DAM						
*Reservoir	: ONS	STREAM						
		Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
			SENENW	28	24N	32E	PHILLIPS	
Divers	ion to Re	eservoir: DI	VERSION # 1					
Dam I	leight:	!	9.00 FEET					
Depth	:		6.00 FEET					
Surfac	e Area:	(	0.13 ACRES	3				
Capac	ity:	(	0.31 ACRE-	FEET				
		THE CAPACI BEEN ESTIM			MAXIMI	JM DE	PTH, AND SURFACE AREA HAVE	
Period of Use:		JANUARY 1 T	O DECEMB	ER 31				
Place of Use:								
<u>ID</u> <u>A</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1			SENENW	28	24N	32E	PHILLIPS	

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166520-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166521-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
Priority Date:	DECEMBER 31, 1933
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166521-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> Rge County ID **Govt Lot** Qtr Sec Sec 1 SWNWSW 28 24N 32E PHILLIPS \*Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DAM THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM. **ONSTREAM Reservoir:** T<u>wp</u> **Govt Lot** Qtr Sec Sec **Rge** County **SWNWSW** 32E PHILLIPS 28 24N **Diversion to Reservoir: DIVERSION #1 Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Govt Lot Qtr Sec Twp **Rge** County Acres Sec 1 32E PHILLIPS W2NWSW 28 24N

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

166521-00 166552-00

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 166522-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
Priority Date:	DECEMBER 31, 1907
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SMITH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166522-00 Page 2 of 3

Point of Diversion and Means of Diversion:								
<u>ID</u>		<u>Govt Lot</u>	<u>Qtr Sec</u>				County	
1			SWSWSE	9	23N	32E	PHILLIPS	
*Period of ]	Diversion	: JANUARY 1	TO DECEMB	ER 31				
Diversion	Means:	DAM						
*Reservoi	r: ON	STREAM						
		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp		County	
			SWSWSE	9	23N	32E	PHILLIPS	
Diver	sion to R	eservoir: D	VERSION # 1					
Dam	Height:		9.00 FEET					
Deptl	h:		6.00 FEET					
Surfa	ce Area:		0.67 ACRES	3				
Capa	city:		1.61 ACRE-	FEET				
			ITY, DAM HEI IATED BY DN	,	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE	
Period of Use:		JANUARY 1	TO DECEMBI	ER 31				
Place of Use:								
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
1			S2SWSE	9	23N	32E	PHILLIPS	

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166522-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166523-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
Priority Date:	DECEMBER 31, 1939
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SMITH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166523-00 Page 2 of 2

Point of Diversion and Means of Diversion:									
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County			
1			NESWNE	8	23N	32E PHILLIPS			
Period of Diversion: JANUARY 1 TO DECEMBER 31									
Diversio	on Means:	DAM							
Reserv	oir: ONS	STREAM							
		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>			
			NESWNE	8	23N	32E PHILLIPS			
Diversion to Reservoir: DIVERSION # 1									
Period of Use: JANUARY 1 TO DECEMBER 31									
Place of Use:	:								
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>			
1			NESWNE	8	23N	32E PHILLIPS			

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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.

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Water Right Number:	40E 166524-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
Priority Date:	DECEMBER 31, 1939
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	LUCY COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166524-00 Page 2 of 3

Point of Diversion and M	Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESENW	<u>Sec</u> 27	<u>Twp</u> 24N		<u>County</u> PHILLIPS	
*Period of Diversion Diversion Means:	: JANUARY 1 T DAM	O DECEMB	ER 31				
*Reservoir: ONS	STREAM						
	Govt Lot	<u>Qtr Sec</u> SESENW	<u>Sec</u> 27	<u>Twp</u> 24N		<u>County</u> PHILLIPS	
Diversion to Ro	eservoir: DIV	ERSION # 1					
Dam Height:	13	.00 FEET					
Depth:	10	.00 FEET					
Surface Area:	0	.75 ACRES	3				
Capacity:	3	.00 ACRE-	FEET				
	THE CAPACIT BEEN ESTIMA	-		MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE	
Period of Use:	JANUARY 1 TO	D DECEMB	ER 31				
Place of Use:							
ID Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	County	
1		SESENW	27	24N	32E	PHILLIPS	

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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OCTOBER 7, 2020 40E 166524-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 166525-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166525-00 Page 2 of 3

Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 28	<u>Twp</u> 23N		<u>County</u> PHILLIPS
*Period of Diversion Diversion Means:	: JANUARY 1 T DAM	TO DECEMB	ER 31			
*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 28	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversion to Re Dam Height:		/ERSION # 1 9.00 FEET				
Depth:		6.00 FEET				
Surface Area:		0.10 ACRES				
Capacity:	(	0.24 ACRE-	FEET			
	THE CAPACI BEEN ESTIM			ΜΑΧΙΜΙ	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>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SESWNW	28	23N	32E	PHILLIPS

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

OCTOBER 7, 2020 40E 166525-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166526-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
Priority Date:	DECEMBER 31, 1908
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SMITH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166526-00 Page 2 of 3

Point of Diversion	on and M	eans of Diver	sion:					
<u>ID</u> 1		<u>Govt Lot</u>		etr Sec SENW	<u>Sec</u> 5	<u>Twp</u> 23N		<u>County</u> PHILLIPS
*Period of D Diversion N		JANUARY 1 DAM	TO DE	CEMB	ER 31			
*Reservoir:	ONS	TREAM						
		<u>Govt Lot</u>		etr Sec SENW	<u>Sec</u> 5	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversi	ion to Res	ervoir: D	IVERSI					
Dam H	leight:		8.00					
Depth:			5.00	FEET				
Surfac	e Area:		1.04	ACRES	6			
Capaci	ity:		0.52	ACRE-	FEET			
		THE CAPAC BEEN ESTIN	,			MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:		JANUARY 1	TO DE	CEMBE	ER 31			
Place of Use:								
<u>ID</u> <u>A</u>	cres	Govt Lot	Q	tr Sec	<u>Sec</u>	Twp	<u>Rge</u>	County
1			NES	SENW	5	23N	32E	PHILLIPS

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

OCTOBER 7, 2020 40E 166526-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166527-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SMITH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166527-00 Page 2 of 3

Point of Dive	ersion and <b>N</b>	Means of Divers	sion:				
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>				County
1			SWSWNE	5	23N	32E	PHILLIPS
*Period o	of Diversion	: JANUARY 1	TO DECEMB	ER 31			
Diversio	on Means:	DAM					
*Reserv	oir: ON	STREAM					
		Govt Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 5	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Div	version to R		VERSION # 1				
Da	m Height:	1	2.00 FEET				
De	pth:		9.00 FEET				
Sui	face Area:		2.76 ACRES	3			
Ca	pacity:		9.94 ACRE-	FEET			
		THE CAPACI BEEN ESTIN			MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Us	e:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:	:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			SWNE	5	23N	32E	PHILLIPS

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

OCTOBER 7, 2020 40E 166527-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166528-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702
Priority Date:	DECEMBER 31, 1915
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK SURFACE WATER

OCTOBER 7, 2020 40E 166528-00 Page 2 of 2

> Point of Diversion and Means of Diversion: T<u>wp</u> Rge County ID **Govt Lot** Otr Sec Sec 1 21 23N 32E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 21 23N 32E PHILLIPS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166529-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	ERIK_ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702
Priority Date:	DECEMBER 31, 1939
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166529-00 Page 2 of 3

Point of Diversion and M						
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>		Twp		County
1		SWSENW	21	23N	32E	PHILLIPS
<b>*Period of Diversion:</b>	JANUARY 1	TO DECEMBI	ER 31			
<b>Diversion Means:</b>	DAM					
*Reservoir: ONS	TREAM					
	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
		SWSENW	21	23N	32E	PHILLIPS
Diversion to Res	servoir: DIV	VERSION # 1				
Dam Height:	10	0.00 FEET				
Depth:	-	7.00 FEET				
Surface Area:		1.03 ACRES	5			
Capacity:	:	2.88 ACRE-	FEET			
	THE CAPACI BEEN ESTIM			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>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SWSENW	21	23N	32E	PHILLIPS

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

OCTOBER 7, 2020 40E 166529-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166530-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1907
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MOORE COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166530-00 Page 2 of 3

Point of	Point of Diversion and Means of Diversion:						
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESE	<u>Sec</u> 11	<u>Twp</u> 23N		<u>County</u> PHILLIPS
- •-	iod of Diversion version Means:	: JANUARY 1 1 DAM	TO DECEMB	ER 31			
*Re	eservoir: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESE	<u>Sec</u> 11	<u>Twp</u> 23N		<u>County</u> PHILLIPS
	Diversion to Re	eservoir: DI	/ERSION # 1				
	Dam Height:	1	1.00 FEET				
	Depth:	8	3.00 FEET				
	Surface Area:		1.47 ACRES	6			
	Capacity:	4	4.70 ACRE-	FEET			
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAY BEEN ESTIMATED BY DNRC.							PTH, AND SURFACE AREA HAVE
Period of Use: JANUARY 1 TO DECEMBER 31							
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			W2SESE	11	23N	32E	PHILLIPS

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

OCTOBER 7, 2020 40E 166530-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166531-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	ERIK_ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
Priority Date:	DECEMBER 31, 1917
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SMITH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166531-00 Page 2 of 2

Point of Dive	Point of Diversion and Means of Diversion:									
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>Co</u>				
1			NESWNE	7	23N	32E PH	IILLIPS			
Period of	f Diversion:	JANUARY 1	TO DECEMBE	ER 31						
Diversio	n Means:	DAM								
Reserve	oir: ONS	TREAM								
		<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge Co	unty			
			NESWNE	7	23N	32E PH	IILLIPS			
Dive	<b>Diversion to Reservoir:</b> DIVERSION # 1									
Period of Use	:	JANUARY 1	TO DECEMBE	R 31						
Place of Use:										
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>Co</u>	<u>unty</u>			
1			NESWNE	7	23N	32E PH	IILLIPS			

#### **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."

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Water Right Number:	40E 166532-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
Priority Date:	DECEMBER 31, 1965
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SMITH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166532-00 Page 2 of 3

Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 7	<u>Twp</u> 23N		<u>County</u> PHILLIPS
*Period of Diversion Diversion Means:	: JANUARY 1 DAM	TO DECEMB	ER 31			
*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 7	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversion to Re	eservoir: D	IVERSION # 1				
Dam Height:	1	11.00 FEET				
Depth:		8.00 FEET				
Surface Area:		1.66 ACRES	3			
Capacity:		5.31 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>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		NWNWSE	7	23N	32E	PHILLIPS

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

OCTOBER 7, 2020 40E 166532-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166533-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702
Priority Date:	DECEMBER 31, 1949
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MOORE COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166533-00 Page 2 of 3

Point of Diversion and M						
ID 1	<u>Govt Lot</u>	<u>Qtr Sec</u>		Twp		County
1		SESWNE	3	23N	32E	PHILLIPS
*Period of Diversion:	JANUARY 1 TO	DECEMB	ER 31			
<b>Diversion Means:</b>	DAM					
*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
		SESWNE	3	23N		PHILLIPS
Diversion to Reservoir: DIVERSION # 1						
Dam Height:	9.0	0 FEET				
Depth:	6.0	0 FEET				
Surface Area:	4 1	3 ACRES	3			
Capacity:		1 ACRE-	-			
Capacity.						
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	ę	SESWNE	3	23N	32E	PHILLIPS

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

OCTOBER 7, 2020 40E 166533-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166534-00	STATEMENT OF CLAIM
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Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538

> SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467

ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF TELEGRAPH CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 04/23/84.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166535-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
Priority Date:	DECEMBER 31, 1930
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MOORE COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166535-00 Page 2 of 3

Point of Diversion	and Means of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> N2SESW	<u>Sec</u> 2	<u>Twp</u> 23N		<u>County</u> PHILLIPS
•	ersion: JANUARY ans: DAM		_		JZL	
*Reservoir:	ONSTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> N2SESW	<u>Sec</u> 2	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversio	n to Reservoir:	DIVERSION # 1				
Dam Hei	ght:	9.00 FEET				
Depth:		6.00 FEET				
Surface A	Area:	0.69 ACRES	3			
Capacity	:	1.66 ACRE-	FEET			
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						EPTH, AND SURFACE AREA HAVE
Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:						
<u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SESW	2	23N	32E	PHILLIPS

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

OCTOBER 7, 2020 40E 166535-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166536-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
Priority Date:	DECEMBER 31, 1939
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	MOORE COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166536-00 Page 2 of 3

				Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSE	<u>Sec</u> 2	<u>Twp</u> 23N		<u>County</u> PHILLIPS				
*Period of Diversion: Diversion Means:	JANUARY 1 TO DAM	D DECEMB	ER 31							
*Reservoir: ONST	TREAM									
	Govt Lot	<u>Qtr Sec</u> NWSWSE	<u>Sec</u> 2	<u>Twp</u> 23N		<u>County</u> PHILLIPS				
Diversion to Reservoir: DIVERSION # 1										
Dam Height:	_	00 FEET								
Depth:	-	00 FEET								
Surface Area:	1.	66 ACRES	6							
Capacity:	0.	69 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>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>				
1		W2SWSE	2	23N	32E	PHILLIPS				

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

OCTOBER 7, 2020 40E 166536-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166537-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
Priority Date:	DECEMBER 31, 1963
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ALFALFA COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166537-00 Page 2 of 3

Point of Diversion and Means of Diversion:							
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>				County
1			SWNENE	34	24N	32E	PHILLIPS
*Period of	Diversion	: JANUARY 1	TO DECEMB	ER 31			
Diversion	Means:	DAM					
*Reservo	ir: ONS	STREAM					
		Govt Lot	Qtr Sec	Sec	Twp	Rge	<u>County</u>
			SWNENE	34	24N		PHILLIPS
Dive	rsion to Re	eservoir: DIV	VERSION # 1				
Dom	Height:	1	0.00 FEET				
	-		7.00 FEET				
Dept				_			
Surf	ace Area:	(	0.98 ACRES	6			
Capa	acity:	:	2.74 ACRE-	FEET			
		THE CAPACI	TY, DAM HEI	GHT,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
		BEEN ESTIM					
Period of Use:		JANUARY 1 T	O DECEMBE	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			SWNENE	34	24N	32E	PHILLIPS

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166537-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166538-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166538-00 Page 2 of 2

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Point of Diversion and M	leans of Diversi	on:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSW				<u>County</u> PHILLIPS
*Period of Diversion: Diversion Means:	JANUARY 1 T DAM	O DECEMB	ER 31			
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEI	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	TREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSW		<u>Twp</u> 24N		<u>County</u> PHILLIPS
Diversion to Re	servoir: DI\	/ERSION # 1				
Period of Use:	JANUARY 1 T	O DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NWSW	34	24N	32E	PHILLIPS
ISSUES TO REPOR	Γ TO THE W	ATER COU	RT.			GNIFICANT FACTS, DATA, OR

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166539-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166539-00 Page 2 of 2

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Point of Diversion and M	leans of Divers	sion:				
$\underline{ID}_{4}$	Govt Lot	<u>Qtr Sec</u>				County
*Period of Diversion: Diversion Means:	JANUARY 1 DAM	NWNWSW TO DECEMB	-	24N	32E	PHILLIPS
	THE PERIOD CLAIM.	O OF DIVERS	ION H	AS BEE	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	TREAM					
	Govt Lot	<u>Qtr Sec</u> NWNWSW	<u>Sec</u> 34	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Diversion to Re	servoir: DI	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	Rge	County
1		NWNWSW	34	24N	32E	PHILLIPS
ISSUES TO REPOR	Г ТО ТНЕ И	VATER COU	RT.			GNIFICANT FACTS, DATA, OR

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166540-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538				
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467				
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538				
Priority Date:	DECEMBER 31, 1929				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	3.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSW3424N32EPHILLIPS				
Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				

OCTOBER 7, 2020 40E 166540-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWNWSW	34	24N	32E PHILLIPS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166541-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED Status: ACTIVE				
Owners:	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538				
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538				
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467				
Priority Date:	DECEMBER 31, 1959				
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 SecSecTwpRgeCountyNWNWSW3424N32EPHILLIPS				
Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				

OCTOBER 7, 2020 40E 166541-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWNWSW	34	24N	32E PHILLIPS

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

166541-00 166551-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166542-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1934
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166542-00 Page 2 of 3

*Point of Diversion and N	Aeans of Diversion	on:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 33	<u>Twp</u> 24N		<u>County</u> PHILLIPS
*Period of Diversion Diversion Means:	: JANUARY 1 T DAM	O DECEMB	ER 31			
*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 33	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Diversion to Ro Dam Height:		ERSION # 1 .00 FEET	I			
Depth:		.00 FEET				
Surface Area:	0	.15 ACRES	S			
Capacity:	0	.30 ACRE-	FEET			
	THE CAPACIT BEEN ESTIMA			MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	O DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NWSESE	33	24N	32E	PHILLIPS

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND POINT OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166542-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166543-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
Priority Date:	DECEMBER 31, 1915
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SMITH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166543-00 Page 2 of 2

#### Point of Diversion and Means of Diversion:

<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			SE	31	24N	32E	PHILLIPS
Period of	Diversion	: JANUARY 1 TC	DECEMBI	ER 31			
Diversion	Means:	LIVESTOCK DI	RECT FRC	M SO	URCE		
2			SWSW	32	24N	32E	PHILLIPS
Period of	Diversion	: JANUARY 1 TC	DECEMBI	ER 31			
Diversion	Means:	LIVESTOCK DI	RECT FRC	M SO	URCE		
3			W2	5	23N	32E	PHILLIPS
Period of	Diversion	: JANUARY 1 TC	DECEMBI	ER 31			
Diversion	Means:	LIVESTOCK DI	RECT FRC	M SO	URCE		
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	<u>Rge</u>	<u>County</u>

-		 	<u> </u>			
1	l		SE	31	24N	32E PHILLIPS
2	2		SWSW	32	24N	32E PHILLIPS
3	3		W2	5	23N	32E PHILLIPS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166544-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538				
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467				
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538				
Priority Date:	DECEMBER 31, 1929				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
Flow Rate:	2.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF TELEGRAPH CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESE3324N32EPHILLIPS				
Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	FLOWING				

OCTOBER 7, 2020 40E 166544-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENESE	33	24N	32E PHILLIPS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166545-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702
Priority Date:	DECEMBER 31, 1938
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, TELEGRAPH CREEK
Source Type:	GROUNDWATER

OCTOBER 7, 2020 40E 166545-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Twp Rge County ID **Govt Lot** Qtr Sec Sec 1 NENW 31 24N 32E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NW 31 24N 32E PHILLIPS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE SPRING CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166546-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1915
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166546-00 Page 2 of 3

Point of Diversion and I	Means of Diversion:
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<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> S2	<u>Sec</u> 30			<u>County</u> PHILLIPS
Period of Diversion	: JANUARY 1 TO		ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRC	M SC	URCE		
2		N2	31	24N	32E	PHILLIPS
<b>Period of Diversion</b>	: JANUARY 1 TO	D DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRC	M SC	URCE		
3			32	24N	32E	PHILLIPS
Period of Diversion	: JANUARY 1 TO	D DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRC	M SC	URCE		
4		S2	33	24N	32E	PHILLIPS
Period of Diversion	: JANUARY 1 TO	D DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRC	M SC	URCE		
5			34	24N	32E	PHILLIPS
Period of Diversion	: JANUARY 1 TO	D DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRC	M SC	URCE		
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 County
1			S2	30	24N	32E PHILLIPS
2			N2	31	24N	32E PHILLIPS
3				32	24N	32E PHILLIPS
4			S2	33	24N	32E PHILLIPS
5				34	24N	32E PHILLIPS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166546-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166547-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1916
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	LUCY COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166547-00 Page 2 of 3

Point of Diversion and M	leans of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> S	<u>Qtr Sec</u> ENWNE	<u>Sec</u> 27	<u>Twp</u> 24N		<u>County</u> PHILLIPS
*Period of Diversion Diversion Means:	: JANUARY 1 TO DAM	DECEMBE	ER 31			
*Reservoir: ONS	STREAM					
	<u>Govt Lot</u> S	<u>Qtr Sec</u> ENWNE	<u>Sec</u> 27	<u>Twp</u> 24N	<u>Rge</u> 32E	<u>County</u> PHILLIPS
Diversion to Re Dam Height:		RSION # 1 ) FEET				
Depth:	5.00	) FEET				
Surface Area:	0.19	ACRES				
Capacity:	0.38	3 ACRE-F	FEET			
	THE CAPACITY, BEEN ESTIMATE			MAXIMU	JM 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	S	ENWNE	27	24N	32E	PHILLIPS

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166547-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166548-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1927
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF LUCY COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166548-00 Page 2 of 3

Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWSW	<u>Sec</u> 27	<u>Twp</u> 24N		<u>County</u> PHILLIPS
*Period of Diversion Diversion Means:	: JANUARY 1 DAM	TO DECEMB	ER 31			
*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SESWSW	<u>Sec</u> 27	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Diversion to Ro Dam Height:		VERSION # 1 9.00 FEET				
Depth:		6.00 FEET				
Surface Area:		0.44 ACRES	-			
Capacity:		1.06 ACRE-				
	THE CAPACI BEEN ESTIM			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>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SESWSW	27	24N	32E	PHILLIPS

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166549-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1915
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	LUCY COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166549-00 Page 2 of 2

Point of Diversion and Means of Diversion:

<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u> 27	<u>Twp</u> 24N	<u>Rge</u> 32E	<u>County</u> PHILLIPS
Period of Diversion	: JANUARY 1 TC	DECEMB	ER 31			
<b>Diversion Means:</b>	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
2		NW	34	24N	32E	PHILLIPS
Period of Diversion	: JANUARY 1 TC	DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRC	DM SC	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				27	24N	32E PHILLIPS
2			NW	34	24N	32E PHILLIPS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40E 166550-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
Priority Date:	DECEMBER 31, 1915
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166550-00 Page 2 of 2

#### Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>	
1		W2	28	24N	32E	PHILLIPS	
Period of Diversi	on: JANUARY 1 TO	O DECEMBI	ER 31				
<b>Diversion Means</b>	: LIVESTOCK D	IRECT FRO	M SO	URCE			
2	Ν	WNWNW	33	24N	32E	PHILLIPS	
Period of Diversi	Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means</b>	: LIVESTOCK D	IRECT FRO	M SO	URCE			
3		NE	32	24N	32E	PHILLIPS	
Period of Diversi	on: JANUARY 1 T	O DECEMB	ER 31				
<b>Diversion Means</b>	: LIVESTOCK D	IRECT FRO	M SO	URCE			
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>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	

	 					•
1		W2	28	24N	32E	PHILLIPS
2		NWNWNW	33	24N	32E	PHILLIPS
3		NE	32	24N	32E	PHILLIPS

#### 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:	40E 166551-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538					
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467					
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1959					
Type of Historical Right	USE					
Purpose(use):	DOMESTIC					
Flow Rate:	6.00 GPM					
Volume:	2.00 AC-FT					
Households:	2					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and M	Aeans of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW3424N32EPHILLIPS					
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	Qtr Sec	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWNWSW	34	24N	32E PHILLIPS

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

166541-00 166551-00

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**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166552-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
Priority Date:	DECEMBER 31, 1933
Type of Historical Right	USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	15.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	10.00
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER

**OCTOBER 7, 2020** 40E 166552-00 Page 2 of 3

Point of D	Point of Diversion and Means of Diversion:						
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>		Twp		County
1			SWNWSW	28	24N	32E	PHILLIPS
*Perio	d of Diversion	: JANUARY 1	TO DECEMB	ER 31			
Diver	sion Means:	DAM					
		THE PERIO CLAIM.	D OF DIVERS	ION H	IAS BEE	EN ST	ANDARDIZED BY DNRC FOR THIS
Rese	ervoir: ON	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWSW	<u>Sec</u> 28	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Γ	Diversion to R	eservoir: D	IVERSION # 1	l			
Period of U	J <b>se:</b>	APRIL 1 TO	NOVEMBER '	1			
Place of U	se:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	8.00		E2NWSW	28	24N	32E	PHILLIPS
2	2.00		W2NESW	28	24N	32E	PHILLIPS
Total:	10.00						
Remarks:							

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

166521-00 166552-00

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#### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR **ISSUES TO REPORT TO THE WATER COURT.**

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

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OCTOBER 7, 2020 40E 166552-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166553-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538					
	ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702					
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467					
Priority Date:	DECEMBER 31, 1916					
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:	172.50 AC-FT					
Climatic Area	: 1 - HIGH					
Maximum Acres:	115.00					
Source Name:	TELEGRAPH CREEK					
Source Type:	SURFACE WATER					

OCTOBER 7, 2020 40E 166553-00 Page 2 of 2

Point of Diversion and Means of Diversion:						
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NESESE	32	24N	32E PHILLIPS
Peri	od of Diversion	n: APRIL 1 TO N	OVEMBER	1		
Dive	ersion Means:	DIVERSION D	MA			
Period of	Use:	APRIL 1 TO NO	OVEMBER 1			
Place of	Use:					
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	50.00		SE	32	24N	32E PHILLIPS
2	10.00		SW	32	24N	32E PHILLIPS
3	40.00		NW	32	24N	32E PHILLIPS
4	15.00		NE	31	24N	32E PHILLIPS
Total:	115.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166554-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538					
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467					
	ERIK ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702					
Priority Date:	JUNE 15, 1915					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	WATER SPREADING					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.					
Volume:	150.00 AC-FT					
Climatic Area	: 1 - HIGH					
Maximum Acres:	100.00					
Source Name:	SMITH CREEK					
Source Type:	SURFACE WATER					

OCTOBER 7, 2020 40E 166554-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Rge County ID **Govt Lot** Qtr Sec Twp Sec 32E PHILLIPS 1 SE 31 24N Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** DIKF 2 32E PHILLIPS W2 5 23N Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** DIKE **APRIL 1 TO NOVEMBER 1** Period of Use: Place of Use: ID Acres **Govt Lot** Qtr Sec Sec <u>Twp</u> Rge County 1 40.00 SE 31 24N 32E PHILLIPS 2 60.00 W2 5 23N 32E PHILLIPS 100.00 Total:

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166555-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
Priority Date:	DECEMBER 31, 1932
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:	40.50 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	27.00
Source Name:	TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166555-00 Page 2 of 2

> Point of Diversion and Means of Diversion: T<u>wp</u> ID **Govt Lot** Qtr Sec Rge County Sec 1 NESESE 33 24N 32E PHILLIPS Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** DIKF **APRIL 1 TO NOVEMBER 1 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 27.00 SE 33 24N 32E PHILLIPS Total: 27.00

#### **Remarks:**

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STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166556-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
Priority Date:	DECEMBER 31, 1935
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:	30.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	20.00
Source Name:	TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166556-00 Page 2 of 2

> Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Twp Rge County Sec 1 NESESW 33 24N 32E PHILLIPS Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** DIKF **APRIL 1 TO NOVEMBER 1 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 20.00 SE 33 24N 32E PHILLIPS 20.00 Total:

#### **Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

166556-00 166557-00

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STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166557-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
Priority Date:	DECEMBER 31, 1932
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:	90.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	60.00
Source Name:	TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166557-00 Page 2 of 2

> Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Twp Rge County Sec 1 NWSESE 33 24N 32E PHILLIPS Period of Diversion: APRIL 1 TO NOVEMBER 1 **Diversion Means:** DIKF **APRIL 1 TO NOVEMBER 1 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 30.00 24N SE 33 32E PHILLIPS 2 24N 32E PHILLIPS 30.00 SW 33 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.

166556-00 166557-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166558-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	MAY 29, 1908
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:	37.50 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	25.00
Source Name:	TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166558-00 Page 2 of 2

Point of Diversion and Means of Diversion.

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<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			SWSW	34	24N	32E PHILLIPS
Peri	od of Diversion	APRIL 1 TO N	NOVEMBER 3	30		
Dive	ersion Means:	DIKE				
Period of	f Use:	APRIL 1 TO N	IOVEMBER 3	80		
Place of	Use:					
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	20.00		SWSW	34	24N	32E PHILLIPS
2	5.00		NESESE	33	24N	32E PHILLIPS
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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Water Right Number:	40E 166559-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
<b>Priority Date:</b>	DECEMBER 31, 1935
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	24.15 AC-FT
Climatic Area	: 1 - HIGH
*Maximum Acres:	10.50
*Source Name:	LUCY COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166559-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

<u>ID</u> 1		Govt Lot	<u>Qtr Sec</u> SENWNE	<u>Sec</u> 27	<u>Twp</u> 24N	<u>Rge</u> <u>County</u> 32E PHILLIPS
Peri	od of Diversion	: APRIL 1 TO N		1		
Dive	ersion Means:	DIVERSION I	DAM			
Period of	f Use:	APRIL 1 TO N	IOVEMBER 1			
*Place of	Use:					
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	10.50		NENW	27	24N	32E PHILLIPS
Total:	10.50					

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TIMELY FILED OBJECTION OF THE WATER COURT WAS AMENDED BY CONSENT OF THE CLAIMENT IN THIS MATTER TO INCLUDE SOURCE AND MEANS OF DIVERSION BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40E 166560-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	SUSAN L SNYDER PO BOX 12 PENDROY, MT 59467
	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
<b>Priority Date:</b>	DECEMBER 31, 1927
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:	33.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	22.00
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166560-00 Page 2 of 2

Point of Diversion and Means of Diversion:							
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> County	
1			SWNWSW	33	24N	32E PHILLIPS	
Peri	od of Diversion	: APRIL 1 TO	NOVEMBER	1			
Dive	ersion Means:	DIKE					
Period of	Use:	APRIL 1 TO	NOVEMBER 1				
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1	22.00		W2SW	33	24N	32E PHILLIPS	
Total:	22.00						

#### **Remarks:**

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STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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### **IMPORTANT NOTICE**

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Water Right Number:	40E 166561-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN A KOSS PO BOX 1286 MALTA, MT 59538						
	SUZANNE M KOSS PO BOX 1286 MALTA, MT 59538						
Priority Date:	DECEMBER 31, 1910						
Type of Historical Right	USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	1.21 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:	32.00						
Source Name:	TELEGRAPH CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNW3624N32EPHILLIPS						
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 HEADGATE						
Period of Use:	JANUARY 1 TO DECEMBER 31						

OCTOBER 7, 2020 40E 166561-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1	6.00		S2NWNW	36	24N	32E	PHILLIPS		
2	15.00		SWNW	36	24N	32E	PHILLIPS		
3	11.00		SENE	35	24N	32E	PHILLIPS		
Total:	32.00								
		THE PLACE	OF USE OF	THIS I	RIGHT	WAS A	ALSO CLAIMED BY THE CLAIMANT		
		OF FILE NO. 40E 187209-00. THE WATER COURT DECREES THIS RIGHT AND							
		MAKES BOT	MAKES BOTH CLAIMS A MATTER OF RECORD.						

#### 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.

166561-00 166563-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166562-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN A KOSS PO BOX 1286 MALTA, MT 59538
	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
	SUZANNE M KOSS PO BOX 1286 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	39.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	26.00
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 166562-00 Page 2 of 3

Point of Diversion and Means of Diversion:								
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County	
1			SWSENE	35	24N	32E	PHILLIPS	
Perio	Period of Diversion: JANUARY 1 TO DECEMBER 31							
Dive	rsion Means:	DAM						
Res	ervoir: ON	ISTREAM						
		Govt Lot	<u>Qtr Sec</u> SWSENE	<u>Sec</u> 35	<u>Twp</u> 24N		<u>County</u> PHILLIPS	
			••••		2711	02L		
	Diversion to <b>F</b>	Reservoir: DI	VERSION # 1					
Period of	Use:	JANUARY 1 1	TO DECEMBE	ER 31				
Place of U	Jse:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1	2.00		SWSENE	35	24N	32E	PHILLIPS	
2	2.00		SESWNE	35	24N	32E	PHILLIPS	
3	17.00		NWSE	35	24N	32E	PHILLIPS	
4	5.00		NENESW	35	24N	32E	PHILLIPS	
Total:	26.00							
THE PLACE OF USE OF THIS RIGHT WAS ALSO CLAIMED BY THE CLAIMANT OF FILE NO. 40E 187209-00. THE WATER COURT DECREES THIS RIGHT AND MAKES BOTH CLAIMS A MATTER OF RECORD.								

#### **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.

166562-00 187218-00 187219-00

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.

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." OCTOBER 7, 2020 40E 166562-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166563-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN A KOSS PO BOX 1286 MALTA, MT 59538
	SUZANNE M KOSS PO BOX 1286 MALTA, MT 59538
	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1910
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:	58.50 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	39.00
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER

**OCTOBER 7, 2020** 40E 166563-00 Page 2 of 3

Point of Diversion and Means of Diversion:							
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County
1			NENWNW	36	24N	32E	PHILLIPS
Peri	od of Diversion	: JANUARY 1	TO DECEMB	ER 31			
Dive	ersion Means:	DIKE					
Period of	Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of 1							
		C (T (	04 6	a	T	ъ	<b>C</b> 1
<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>kge</u>	County
1	15.00		NWNW	36	24N	32E	PHILLIPS
2	2.00		SWNENW	36	24N	32E	PHILLIPS
3	21.00		SWNW	36	24N	32E	PHILLIPS
4	1.00		SENW	36	24N	32E	PHILLIPS
Total:	39.00						
THE PLACE OF USE OF THIS RIGHT WAS ALSO CLAIMED BY THE CLAIMANT OF FILE NO. 40E 187209-00. THE WATER COURT DECREES THIS RIGHT AND MAKES BOTH CLAIMS A MATTER OF RECORD.							

#### 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.

166561-00 166563-00

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."

OCTOBER 7, 2020 40E 166563-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166564-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	CLIFFORD H HIGHLAND BOX 397 JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1972					
Type of Historical Right	ight: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SEVEN BLACKFOOT CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE1120N34EGARFIELD					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 166564-00 Page 2 of 2

*Reservoir	r: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> NENESE	<u>Sec</u> 11	<u>Twp</u> 20N		<u>County</u> GARFIELD
Divers	sion to Re	eservoir: DIV	ERSION # 1				
Period of Use:		APRIL 1 TO O	CTOBER 31				
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			SESENE	11	20N	35E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PLACE OF USE NEEDS MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION APPEARS TO BE THE NENESE SEC. 11 TWP 20N RGE 34E 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.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 166565-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	CLIFFORD H HIGHLAND BOX 397 JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1972					
Type of Historical Right	Iistorical Right: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SEVEN BLACKFOOT CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE1120N34EGARFIELD					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 166565-00 Page 2 of 2

*Reservoir	·: ONS	STREAM				
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSENE	<u>Sec</u> 11	<u>Twp</u> 20N	Rge County 34E GARFIELD
Divers	sion to Re	servoir: DIV	'ERSION # 1			
Period of Use:		APRIL 1 TO O	CTOBER 31			
Place of Use:						
<u>ID</u> <u>A</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWSENE	11	20N	35E GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PLACE OF USE NEEDS MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION IS THE SWSENE SEC. 11 TWP 20N RGE 34E 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.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 1665	40E 166566-00 STATEMENT OF CLAIM					
	Version:	2 RE	EXAMI	NED			
		Status:	A	CTIVE			
Owners:	TOWE FA PO BOX 3 BILLINGS,	0457					
Priority Date:	AUGUST ?	15, 1957					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	ONSTREA	M RESE	RVOIR	. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERINO NIT. ANII	G PURF MAL UI	POSES	S AT TH	E RAT E BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAME	D TRIBU	TARY	OF RO	CK CRE	EK, S	SOUTH FORK
Source Type:	SUR	FACE WA	ATER				
Point of Diversion and M	<b>Means of Div</b>	ersion:					
<b>ID</b> 1	<u>Govt Lot</u>		<u>etr Sec</u> WNE	<u>Sec</u> 35	<u>Twp</u> 23N		<u>County</u> MCCONE
*Period of Diversion	: JANUARY	' 1 TO DE	ECEMB	ER 31			
<b>Diversion Means:</b>	DAM						
	THE PERI CLAIM.	OD OF D	IVERS	SION H	AS BEE	N ST/	ANDARDIZED BY DNRC FOR THIS

OCTOBER 7, 2020 40E 166566-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp SWNWNE 23N 44E MCCONE 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 23N 44E MCCONE SWNWNE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166567-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	TOWE FARMS INC PO BOX 30457 BILLINGS, MT 59107					
<b>Priority Date:</b>	JUNE 1, 1940					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	5.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNE3523N44EMCCONE					
	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1	SWNWNE 35 23N 44E MCCONE					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166568-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	TOWE FARMS INC PO BOX 30457 BILLINGS, MT 59107				
Priority Date:	OCTOBER 15, 1942				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF ROCK CREEK, SOUTH FORK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County				
·	SENESW 35 23N 44E MCCONE I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	FLOWING				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			SENESW	35	23N	44E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166569-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	TOWE FARMS INC PO BOX 30457 BILLINGS, MT 59107					
Priority Date:	AUGUST 20, 1950					
Type of Historical Right: USE						
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF ROCK CREEK, SOUTH FORK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
ID 1	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SESENE     35     23N     44E     MCCONE					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 166569-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

K		0 11 ( <b>L</b> ) (III					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SESENE	<u>Sec</u> 35	<u>Twp</u> 23N		<u>County</u> MCCONE
	Diversion to R	eservoir: D	IVERSION # 1				
	Dam Height:		14.00 FEET				
	Depth:		11.00 FEET				
	Surface Area:		5.01 ACRES	3			
	Capacity:		22.04 ACRE-	FEET			
			ITY, DAM HEI 1ATED BY DN	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period o	of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			SESENE	35	23N	44E	MCCONE
2			W2SWNW	36	23N	44E	MCCONE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166569-00 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:	ater Right Number: 40E 166570-00 STATEMENT OF CLAIM					
	Version:	2 REEX	AMINED			
		Status:	ACTIV	E		
Owners: TOWE FARMS INC PO BOX 30457 BILLINGS, MT 59107						
Priority Date:	JUNE 12, <sup>2</sup>	1955				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	-				IS LIMITED TO THE MINIMUM	
*Volume:	*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USE STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARR CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WA' SOURCE.			TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING		
Source Name:	UNNAME	UNNAMED TRIBUTARY OF ROCK CREEK, SOUTH FORK				
Source Type:	SURF	FACE WAT	ER			
Point of Diversion and M	Means of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> NWNE	<u>Sec</u> <u>Sec</u> ENE 27	<u>Twp</u> 23N		<u>County</u> MCCONE
*Period of Diversion	: JANUARY	1 TO DEC	EMBER 3	1		
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 166570-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Rge County Qtr Sec Sec NWNENE 23N 44E MCCONE 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 23N 44E MCCONE N2NENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166571-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	TOWE FARMS INC PO BOX 30457 BILLINGS, MT 59107					
<b>Priority Date:</b>	AUGUST 15, 1957					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	5.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE2723N44EMCCONE					
	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	NENENE 27 23N 44E MCCONE					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 166572-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	TOWE FARMS INC PO BOX 30457 BILLINGS, MT 59107				
Priority Date:	JUNE 15, 1957				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	e Name: UNNAMED TRIBUTARY OF ROCK CREEK, SOUTH FORK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID 1 *Devied of Diversion	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       NWSWNE     36     23N     44E     MCCONE       NULARY 1 TO DECEMBER 31				

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 166572-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Twp Sec **Rge** County NWSWNE 23N 44E MCCONE 36 **DIVERSION #1 Diversion to Reservoir:** 11.00 FEET Dam Height: Depth: 8.00 FEET Surface Area: **5.21 ACRES Capacity:** 16.67 ACRE-FEET THE DAM EXTENDS INTO THE NWSENW, SEC 36 TWP 23N RGE 44E MCCONE COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31** Period of Use: Place of Use: ID **Govt Lot** Qtr Sec Twp Rge County Acres Sec 1 NWSWNE 44E MCCONE 36 23N

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166572-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166573-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	TOWE FARMS INC PO BOX 30457 BILLINGS, MT 59107					
Priority Date:	OCTOBER 1, 1958					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF ROCK CREEK, SOUTH FORK					
Source Type:	SURFACE WATER					
Point of Diversion and N	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESE2623N44EMCCONE					
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM						
Reservoir: ON	STREAM					
	Govt LotQtr SecSecTwpRgeCountyNWSESE2623N44EMCCONE					
Diversion to R	eservoir: DIVERSION # 1					

OCTOBER 7, 2020 40E 166573-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWSESE	26	23N	44E MCCONE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	er: 40E 166574-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	DECEMBER 31, 1938				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWNE3124N33EPHILLIPS				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 166574-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSWNE 33E PHILLIPS 31 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 31 24N 33E PHILLIPS N2SWNE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	-: 40E 166575-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	DECEMBER 31, 1948				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF MOORE COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and N	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWNW1223N32EPHILLIPS				
<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.				

OCTOBER 7, 2020 40E 166575-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County NWSWNW 23N 32E PHILLIPS 12 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 12 23N 32E PHILLIPS NWSWNW 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	: 40E 166576-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	Owners: AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	DECEMBER 31, 1945				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	-				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF MOORE COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNESW1223N32EPHILLIPS				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 166576-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SWNESW 23N 32E PHILLIPS 12 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 **SWNESW** 12 23N 32E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	ater Right Number: 40E 166577-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	DECEMBER 31, 1925				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF MOORE COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and N	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW1223N32EPHILLIPS				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 166577-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NESWSW 23N 32E PHILLIPS 12 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESWSW 12 23N 32E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 166578-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
Priority Date:	DECEMBER 31, 1945					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF MOORE COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
ID 1 *Period of Diversion	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SWSENW     2     23N     32E     PHILLIPS       r: JANUARY 1 TO DECEMBER 31					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

	*Reservoir:	ONSTREAM	Reservoir Name: FRYE RESERVOIR				
		Govt Lot	<u>Qtr Sec</u> SWSENW	<u>Sec</u> 2	<u>Twp</u> 23N		<u>County</u> PHILLIPS
<b>Diversion to Reservoir:</b>		to Reservoir:	DIVERSION # 1				
	Dam Hei	ght:	28.00 FEET				
	Depth:		24.00 FEET				
	Surface A	Area:	3.70 ACRES	6			
Capacity:			33.50 ACRE-	FEET			
		SEE THE F RESERVO		ORKS	HEET IN	N THE	CLAIM FILE FOR ADDITIONAL
Peri	iod of Use:	JANUARY	1 TO DECEMBE	ER 31			
Plac	e of Use:						
II	<u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			S2SENW	2	23N	32E	PHILLIPS
2			N2NESW	2	23N	32E	PHILLIPS

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 166578-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166579-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	DECEMBER 31, 1925
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MOORE COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW123N32EPHILLIPS
Period of Diversion Diversion Means:	LE JANUARY 1 TO DECEMBER 31 DAM
Reservoir: ON	STREAM
	Govt LotQtr SecSecTwpRgeCountyNESWSW123N32EPHILLIPS
Diversion to R	eservoir: DIVERSION # 1

OCTOBER 7, 2020 40E 166579-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NESWSW	1	23N	32E PHILLIPS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166580-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF JOHNSTON COULEE
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE723N33EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166580-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County 33E PHILLIPS SENWNE 23N **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 23N 33E PHILLIPS SENWNE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166581-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ALFALFA COULEE
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE3424N32EPHILLIPS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166581-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWSENE 32E PHILLIPS 24N 34 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 34 24N 32E PHILLIPS SENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166582-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	ALFALFA COULEE
Source Type:	SURFACE WATER
*Point of Diversion and N	Vieans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW2624N32EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166582-00 Page 2 of 2

*Re	eservoir:	ONSTREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSW	<u>Sec</u> 26	<u>Twp</u> 24N	<u>Rge</u> <u>County</u> 32E PHILLIPS	
	Diversion	to Reservoir:	DIVERSION # 1				
Period o	of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of	Use:						
ID	Acre	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			NENWSW	26	24N	32E PHILLIPS	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 166583-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1963
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ALFALFA COULEE
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNE2624N32EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166583-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESWNE 32E PHILLIPS 26 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 26 24N 32E PHILLIPS NESWNE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166584-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	LANGTON COULEE
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESE2524N32EPHILLIPS
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166584-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNESE 32E PHILLIPS 25 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNESE 25 24N 32E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166585-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1925
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNE2123N33EPHILLIPS
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166585-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM				
	Govt Lot	<u>Qtr Sec</u> SWNWNE	<u>Sec</u> 21	<u>Twp</u> 23N	<u>Rge</u> <u>County</u> 33E PHILLIPS
Diversio	n to Reservoir:	DIVERSION # 1			
Period of Use:	JANUARY	1 TO DECEMBE	ER 31		
Place of Use:					
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWNWNE	21	23N	33E PHILLIPS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166586-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	DECEMBER 31, 1948				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)				
Source Type:	SURFACE WATER				
Point of Diversion and M	Aeans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE2123N33EPHILLIPS				
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b>Rge County</b>
1			SENWNE	21	23N	33E PHILLIPS

# Remarks:

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166587-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1904
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF MOORE COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENENE 20 23N 33E PHILLIPS
•	APRIL 15 TO DECEMBER 15
Diversion Means:	FLOWING
Period of Use:	APRIL 15 TO DECEMBER 15

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			NENENE	20	23N	33E PHILLIPS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166588-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF DONEY COULEE
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNE923N33EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166588-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County 33E PHILLIPS NENWNE 23N 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 23N 33E PHILLIPS NENWNE 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166589-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1920
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	MOORE COULEE
Source Type:	SURFACE WATER
*Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENE1823N33EPHILLIPS
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166589-00 Page 2 of 2

*Reservoi	r: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> NWSENE	<u>Sec</u> 18	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diver	sion to Re	servoir: DI	/ERSION # 1				
Period of Use:		APRIL 1 TO D	ECEMBER 3	1			
Place of Use:							
ID A	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			SWNENE	18	23N	33E	PHILLIPS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166590-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 31, 1945
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MOORE COULEE
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENW1823N33EPHILLIPS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 166590-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENW 23N 33E PHILLIPS 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 23N 33E PHILLIPS SESENW 18 THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 166591-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	MAY 27, 1908
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:	121.50 AC-FT
Climatic Area:	1 - HIGH
*Maximum Acres:	81.00
Source Name:	TELEGRAPH 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 <u>Rge</u> County
•	NENESE 34 24N 32E PHILLIPS
Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 166591-00 Page 2 of 2

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	39.00		N2SE	34	24N	32E PHILLIPS
2	42.00		E2SW	34	24N	32E PHILLIPS
Total:	81.00					

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

166458-00 166591-00 166592-00 187209-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ALTHOUGH NOT OBJECTED TO, THE PLACE OF USE WAS CHANGED TO REFLECT THE REDUCTION IN MAXIMUM ACRES IRRIGATED.

THE 32 ACRES IDENTIFIED IN THE SUPPLEMENTAL RIGHTS REMARK IS INCORRECT. THE MAXIMUM ACRES FOR 40E166458-00 IS 32, FOR 40E 166591-00 IS 81, FOR 40E166592-00 IS 42, AND FOR 40E 187209-00 IS 205. THE TOTAL IRRIGATED ACREAGE FOR THESE FOUR RIGHTS IS UNCLEAR BUT SHOULD BE A MINIMUM OF 205 ACRES.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS 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 Rigl	nt Number:	40E 16659	92-00 STATE	MENT	OF CLA	MIA	
		Version:	2 REEXAMI	NED			
			Status: A	CTIVE			
Owners:		PO BOX 9	N PRAIRIE FOU 08 , MT 59771 090		ION		
Priority Da	ate:	MAY 29, 19	908				
Type of His	storical Right	: FILED					
Purpose(us	se):	IRRIGATIC	)N				
Irr	igation Type:	WATER SI	PREADING				
*Flow Rate	:		C FLOW RATE				ECREED BECAUSE THIS USE ADING.
*Volume:		63.00 AC-F	т				
(	Climatic Area	: 1 - HIGH					
*Maximum	Acres:	42.00					
Source Na	me:	LUCY COL	JLEE				
Source	Туре:	SURF	ACE WATER				
Point of D	iversion and N	Aeans of Div	ersion:				
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSENW	<u>Sec</u> 34	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Perio	d of Diversion		1 TO DECEMB	ER 31			
	sion Means:	DIKE					
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	<u>Rge</u>	County
1	42.00		E2SW	34	24N	32E	PHILLIPS

\*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	42.00					

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

166458-00 166591-00 166592-00 187209-00

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 TIMELY FILED OBJECTION OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION WAS AMENDED BY THE CLAIMANTS TO INCLUDE THE PLACE OF USE BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

THE 32 ACRES IDENTIFIED IN THE SUPPLEMENTAL RIGHTS REMARK IS INCORRECT. THE MAXIMUM ACRES FOR 40E 166458-00 IS 32, FOR 40E 166591-00 IS 81, FOR 40E 166592-00 IS 42, AND FOR 40E 187209-00 IS 205. THE TOTAL IRRIGATED ACREAGE FOR THESE FOUR RIGHTS IS UNCLEAR BUT SHOULD BE A MINIMUM OF 205 ACRES.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 166593-00 STATEMENT OF CLAIM								
	Version: 2 REEXAMINED								
	Status: ACTIVE								
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908								
<b>Priority Date:</b>	APRIL 14, 1908								
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:	13.50 AC-FT								
Climatic Area:	Climatic Area: 1 - HIGH								
*Maximum Acres:	9.00								
Source Name:	JOHNSTON COULEE								
Source Type:	SURFACE WATER								
Point of Diversion and N	Aeans of Diversion:								
<u>ID</u>	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County								
	S2NWSE 8 23N 33E PHILLIPS								
Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE								
Period of Use:	JANUARY 1 TO DECEMBER 31								

OCTOBER 7, 2020 40E 166593-00 Page 2 of 2

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1	1.50		SENW	8	23N	33E PHILLIPS
2	2.50		NESW	8	23N	33E PHILLIPS
3	5.00		NWSE	8	23N	33E PHILLIPS
Total:	9.00					

#### 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.

#### 166593-00 187212-00

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STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TIMELY FILED OBJECTION OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION WAS AMENDED BY THE CLAIMANT TO INCLUDE THE PLACE OF USE BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DIKE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 167306-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CAROL A LEVANG PO BOX 20385 BILLINGS, MT 59104
	WARREN A LEVANG PO BOX 20385 BILLINGS, MT 59104 0385
Priority Date:	DECEMBER 31, 1913
Type of Historical Right	: USE
Purpose(use):	DOMESTIC
Flow Rate:	30.00 GPM
Volume:	3.00 AC-FT
Households:	2
Maximum Acres:	0.50
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSW216N45EPRAIRIE
	: JANUARY 1 TO DECEMBER 31
21,010101112001101	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	0.50		SENWSW	2	16N	45E	PRAIRIE
Total:	0.50						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 167307-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	WARREN A LEVANG PO BOX 20385 BILLINGS, MT 59104 0385							
	CAROL A LEVANG PO BOX 20385 BILLINGS, MT 59104							
Priority Date:	DECEMBER 31, 1913							
Type of Historical Right	t: USE							
Purpose(use):	STOCK							
Flow Rate:	25.00 GPM							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and	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> SESESW 1 16N 45E PRAIRIE							
•	I: JANUARY 1 TO DECEMBER 31							
Diversion Means:	WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31							

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			SESESW	1	16N	45E PRAIRIE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 167308-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	WARREN A LEVANG PO BOX 20385 BILLINGS, MT 59104 0385
	CAROL A LEVANG PO BOX 20385 BILLINGS, MT 59104
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK
Source Type:	SURFACE WATER
*Point of Diversion and 1	Means of Diversion:
1 1 *Period of Diversior Diversion Means:	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SENWSW     1     16N     45E     PRAIRIE       n: JANUARY 1 TO DECEMBER 31     DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 167308-00 Page 2 of 2

*Reservoir:	ONSTREAM				
	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSW	<u>Sec</u> 1	<u>Twp</u> 16N	<u>Rge</u> <u>County</u> 45E PRAIRIE
Diversi	on to Reservoir:	DIVERSION # 1			
Period of Use:	JANUARY	1 TO DECEMBE	ER 31		
Place of Use:					
<u>ID</u> <u>A</u>	cres <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		NWSESW	1	16N	45E 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 SENWSW SEC 1 TWP 16N RGE 45E PRAIRE 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:	<b>40E 167309-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	CAROL A LEVANG PO BOX 20385 BILLINGS, MT 59104				
	WARREN A LEVANG PO BOX 20385 BILLINGS, MT 59104 0385				
Priority Date:	MAY 31, 1957				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF HAY 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> SESESW 2 16N 45E PRAIRIE				
-	a: JANUARY 1 TO DECEMBER 31 DAM				

OCTOBER 7, 2020 40E 167309-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

	<u>Govt Lot</u>	<u>Qtr Sec</u> SESESW	<u>Sec</u> 2	<u>Тwp</u> 16N	<u>Rge</u> 45E	<u>County</u> PRAIRIE
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	8. 5. 0.	ERSION # 1 20 FEET 20 FEET 82 ACRES 64 ACRE-	6			
	THE CAPACITY BEEN ESTIMA			MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
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	<u>Rge</u>	County
1		SESESW	2	16N	45E	PRAIRIE
2	:	SWSWSE	2	16N	45E	PRAIRIE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 167309-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 167310-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	BRADLEY J LEVANG 3055 GOUGH ST APT 201 SAN FRANCISCO, CA 94123 3038				
Priority Date:	DECEMBER 31, 1942				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1	NESENE 11 16N 45E PRAIRIE				

**\*Period of Diversion:** JANUARY 1 TO DECEMBER 31 **Diversion Means:** DAM OCTOBER 7, 2020 40E 167310-00 Page 2 of 3

*Reservoir: ON	STREAM					
	Govt Lot	<u>Qtr Sec</u> NESENE	<u>Sec</u> 11	<u>Тwp</u> 16N		<u>County</u> PRAIRIE
Diversion to Ro Dam Height: Depth: Surface Area:	9 6 1	(ERSION # 1 0.00 FEET 0.00 FEET 0.06 ACRES	6			
Capacity:	_	2.54 ACRE-				
	THE CAPACIT	-		MAXIM	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	O DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		E2SENE	11	16N	45E	PRAIRIE

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 167310-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 167462-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
*Owners:	USA (DEPT OF INTERIOR BUREAU OF LAND MGMT) 5001 SOUTHGATE DR BILLINGS, MT 59101 4669			
Priority Date:	JULY 15, 1951			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK, SOUTH FORK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty2NWNWNE618N32EGARFIELD			
*Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 167462-00 Page 2 of 2

*Reservo	ir: ONS	STREAM					
		<u>Govt Lot</u> 2	<u>Qtr Sec</u> NWNWNE	<u>Sec</u> 6	<u>Twp</u> 18N		<u>County</u> GARFIELD
Dive	ersion to R	eservoir: Dl'	VERSION # 1				
Period of Use:	:	MARCH 1 TO	OCTOBER 3	1			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			W2NWNE	6	18N	32E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 167466-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
*Owners:	USA (DEPT OF INTERIOR BUREAU OF LAND MGMT) 5001 SOUTHGATE DR BILLINGS, MT 59101 4669		
<b>Priority Date:</b>	JUNE 24, 1948		
Type of Historical Right	FILED		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK, SOUTH FORK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW1218N31EGARFIELD		
*Period of Diversion: MAY 1 TO NOVEMBER 10			

**Diversion Means:** DAM

OCTOBER 7, 2020 40E 167466-00 Page 2 of 2

Reservoir: ONS	STREAM					
	<u>Govt Lot</u> N	<u>Qtr Sec</u> WNESW	<u>Sec</u> 12	<u>Twp</u> 18N		<u>County</u> GARFIELD
Diversion to Re	eservoir: DIVE	RSION # 1				
Dam Height:	20.0	0 FEET				
Depth:	16.0	0 FEET				
Surface Area:	6.0	0 ACRES	5			
Capacity:	38.4	0 ACRE-	FEET			
	SEE THE RESE RESERVOIR D/		ORKS	HEET II	N THE	CLAIM FILE FOR ADDITIONAL
Period of Use:	MAY 1 TO NOV	EMBER 10	)			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NESW	12	18N	31E	GARFIELD

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 167713-00 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:	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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
ID 1 *Period of Diversion	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNESW 10 20N 35E GARFIELD I: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 167713-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 10	<u>Twp</u> 20N	<u>Rge</u> <u>County</u> 35E GARFIELD	
Diversio	n to Reservoir:	DIVERSION # 1				
Period of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		NWNESW	10	20N	35E GARFIELD	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 167729-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
*Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601			
<b>Priority Date:</b>	SEPTEMBER 1, 1950			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF TIMBER 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> NENENE 36 17N 43E GARFIELD			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 167729-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENENE 43E GARFIELD 36 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 36 43E GARFIELD NENENE 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:	40E 168056-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	WEDER AGRICULTURAL LTD 1111 6TH ST HIGHLAND, IL 62249 0124						
Priority Date:	OCTOBER 1, 1916						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	UNNAMED TRIBUTARY OF SANDBURN COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW519N31EGARFIELD						
	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 168056-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NESWSW	<u>Sec</u> 5	<u>Twp</u> 19N	<u>Rge</u> <u>County</u> 31E GARFIELD	
Diversi	on to Reservoir:	DIVERSION # 1				
Period of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>A</u>	cres <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		SWSW	5	19N	31E 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.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 169405-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	TARA B EDDY PO BOX 1454 LIVINGSTON, MT 59047 1454	
<b>Priority Date:</b>	DECEMBER 31, 1936	
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	leans of Diversion:	
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENW1519N34EGARFIELD	
	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	SWSENW 15 19N 34E GARFIELD	

**Remarks:** 

OCTOBER 7, 2020 40E 169405-00

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.

169405-00 169406-00

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.

CLAIM WAS IMPROPERLY DESIGNATED TO BASIN 40D AND WAS INCLUDED IN THE TEMPORARY PRELIMINARY DECREE ISSUED 09/28/1984 . CLAIM WAS NOT INCLUDED IN THE BASIN 40E TEMPORARY PRELIMINARY DECREE ISSUED 03/07/1985.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 169406-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status: A	CTIVE					
Owners:	TARA B ED PO BOX 14 LIVINGSTO		454					
Priority Date:	DECEMBE	R 31, 1936						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC	;						
Flow Rate:	10.00 GPM							
Volume:	1.50 AC-FT	-						
Households:	1							
Maximum Acres:	1.00							
Source Name:	GROUNDV	VATER						
Source Type:	GROL	JNDWATER						
Point of Diversion and N	Aeans of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSENW	<u>Sec</u> 15	<u>Тwp</u> 19N		<u>County</u> GARFIELD		
Period of Diversion		1 TO DECEME	BER 31					
Diversion Means:	WELL							
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>Twp</u>		<u>County</u>		
1 1.00		SWSENW	15	19N	34E	GARFIELD		
<b>Total:</b> 1.00								

**Remarks:** 

OCTOBER 7, 2020 40E 169406-00

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.

169405-00 169406-00

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.

CLAIM WAS IMPROPERLY DESIGNATED TO BASIN 40D AND WAS INCLUDED IN THE TEMPORARY PRELIMINARY DECREE ISSUED 09/28/1984 . CLAIM WAS NOT INCLUDED IN THE BASIN 40E TEMPORARY PRELIMINARY DECREE ISSUED 03/07/1985.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 169489-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MICHAEL OPATRIL 9112 170TH ST N GLYNDON, MN 56547 9497
	TRACY OPATRIL 9112 170TH ST N GLYNDON, MN 56547 9497
Priority Date:	DECEMBER 31, 1963
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF GRAY HORSE CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1 *D · L (D) · ·	SWSWSW 8 20N 34E GARFIELD
*Period of Diversion Diversion Means:	LE JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 169489-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** <u>Qtr Sec</u> <u>Sec</u> T<u>wp</u> **Rge** County SWSWSW 34E GARFIELD 20N 8 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 8 20N SWSWSW 34E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169490-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MICHAEL OPATRIL 9112 170TH ST N GLYNDON, MN 56547 9497					
	TRACY OPATRIL 9112 170TH ST N GLYNDON, MN 56547 9497					
Priority Date:	DECEMBER 31, 1957					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF GRAY HORSE CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
$\frac{\text{ID}}{4}$	Govt Lot Qtr Sec Sec Twp Rge County SWSWSE 8 20N 34E GARFIELD					
*Period of Diversior Diversion Means:	SWSWSE 8 20N 34E GARFIELD a: JANUARY 1 TO DECEMBER 31 DAM					

OCTOBER 7, 2020 40E 169490-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWSWSE	<u>Sec</u> 8	<u>Twp</u> 20N		<u>County</u> GARFIELD
Diversion to Re	eservoir: DI	VERSION # 1				
Dam Height:	1	0.00 FEET				
Depth:		7.00 FEET				
Surface Area:		0.58 ACRES	3			
Capacity:		1.62 ACRE-	FEET			
	THE CAPACI BEEN ESTIM		,	MAXIM	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 1	O DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SESESW	8	20N	34E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 169490-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169491-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	R DEAN CLARK 41 QUARTER HORSE LN BRUSETT, MT 59318 9618
	BARBARA L CLARK 41 QUARTER HORSE LN BRUSETT, MT 59318 9618
<b>Priority Date:</b>	DECEMBER 31, 1951
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SEVEN BLACKFOOT CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County
1 *D·LCD···	SESENE 32 20N 34E GARFIELD
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM
Diversion method.	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 169491-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENE 20N 34E GARFIELD 32 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 32 20N S2SENE 34E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169493-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	R DEAN CLARK 41 QUARTER HORSE LN BRUSETT, MT 59318 9618				
	BARBARA L CLARK 41 QUARTER HORSE LN BRUSETT, MT 59318 9618				
Priority Date:	DECEMBER 31, 1915				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	WINDMILL COULEE				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN22920N34EGARFIELD				
Period of Diversion: JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				

OCTOBER 7, 2020 40E 169493-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

<u>ID</u> 2	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u> 28	<u>Twp</u> 20N	<u>Rge</u> 34 F	<u>County</u> GARFIELD
Period of Diversion	: JANUARY 1 TO	DECEMB		2011	046	OAIN IEED
<b>Diversion Means:</b>	LIVESTOCK DIF	RECT FRC	M SO	URCE		
3		W2W2	27	20N	34E	GARFIELD
Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DIF	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>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			N2	29	20N	34E GARFIELD
2				28	20N	34E GARFIELD
3			W2W2	29	20N	34E 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 PLAC EOF 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.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 169494-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status: A	CTIVE					
Owners:	CP LIVES 3646 BRU BRUSETT							
Priority Date:	DECEMBE	R 31, 1909						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC	C						
Flow Rate:	2.00 GPM							
Volume:	1.50 AC-F	г						
Households:	1							
Source Name:	SPRING, l	JNNAMED TRI	BUTARY OF	SOUTH SAWMILL CREEK				
Source Type:	GRO	UNDWATER						
Point of Diversion and M	<b>Jeans of Div</b>	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENE	$\frac{Sec}{4} = \frac{Twp}{20N}$	<u>Rge</u> <u>County</u> 33E GARFIELD				
Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DEVELOF	ED SPRING						
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> <u>Twp</u>	<u>Rge</u> <u>County</u>				
1		NENENE	4 20N	33E GARFIELD				

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169495-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KELLY PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	PRENTICE PHIPPS 3694 BRUSETT RD BRUSETT, MT 59318
	JODI PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	OWNER PRENTICE PHIPPS RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1917
Type of Historical Right	: USE
Purpose(use):	DOMESTIC
Flow Rate:	6.00 GPM
Volume:	5.00 AC-FT
Households:	5
Source Name:	SPRING, UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE820N33EGARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DEVELOPED SPRING
Period of Use:	JANUARY 1 TO DECEMBER 31

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			SENW	4	20N	33E	GARFIELD
2			SWNWNW	32	21N	33E	GARFIELD
3			SWNWNW	29	21N	33E	GARFIELD

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169496-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KELLY PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	PRENTICE PHIPPS 3694 BRUSETT RD BRUSETT, MT 59318
	JODI PIERSON 3745 BRUSETT RD BRUSETT, MT 59318
	OWNER PRENTICE PHIPPS RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1917
Type of Historical Right	: USE
Purpose(use):	DOMESTIC
Flow Rate:	3.00 GPM
Volume:	1.50 AC-FT
Households:	1
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF SOUTH SAWMILL CREEK GROUNDWATER SPRING BELOW ORIGINAL PINE GROVE SCHOOL SITE
Point of Diversion and I	
<u>ID</u> 1	Govt Lot         Qtr Sec         Sec         Twp         Rge         County           SWNENW         4         20N         33E         GARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	

OCTOBER 7, 2020 40E 169496-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SENWNW	4	20N	33E	GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169497-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	JEREMY WATT 835 E SNOW CREEK RD JORDAN, MT 59337 9662
	ABBIE L WATT 3619 NE 174TH ST VANCOUVER, WA 98686
	JONATHAN V WATT 3619 NE 174TH ST VANCOUVER, WA 98686 OWNER JONATHAN V WATT RETAINED. CONTRACT FOR DEED INTEREST. OWNER ABBIE L WATT RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	DECEMBER 31, 1934
Type of Historical Right	: FILED
Purpose(use):	DOMESTIC
Flow Rate:	10.00 GPM
Volume:	1.50 AC-FT
Households:	1
Maximum Acres:	0.25
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

OCTOBER 7, 2020 40E 169497-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Twp ID **Govt Lot** Qtr Sec **Rge** County Sec 1 SESESW 15 21N 34E 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 0.25 SESESW 15 21N 34E GARFIELD 0.25 Total:

#### Remarks:

CLAIM FILED 5/3/1982 . THIS IS AN EXEMPT RIGHT VOLUNTARILY FILED UNDER SECTION 85-2-222, MCA.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169498-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
	Late Claim: A
Owners:	JONATHAN V WATT 3619 NE 174TH ST VANCOUVER, WA 98686
	JEREMY WATT 835 E SNOW CREEK RD JORDAN, MT 59337 9662
	ABBIE L WATT 3619 NE 174TH ST VANCOUVER, WA 98686
	OWNER ABBIE L WATT RETAINED. CONTRACT FOR DEED INTEREST. OWNER JONATHAN V WATT RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	DECEMBER 31, 1957
	CLAIM FILED LATE 05/03/1982 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL FEDERAL AND INDIAN RESERVED WATER RIGHTS.
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

OCTOBER 7, 2020 40E 169498-00 Page 2 of 3

*Source Nar	ne:	UNNAMED 1	UNNAMED TRIBUTARY OF SNOW CREEK					
Source	Туре:	SURFA	CE WATER					
Point of Di	version and I	Means of Divers	ion:					
<u>ID</u> 1		Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County	
-			SESESW	15	21N	34E	GARFIELD	
1 0110 0		: JANUARY 1	TO DECEMB	ER 31				
Divers	sion Means:	DAM						
*Rese	rvoir: ON	STREAM R	eservoir Nam	e: HC	OME RE	SERV	OIR	
		<u>Govt Lot</u>	<u>Qtr Sec</u> SESESW	<u>Sec</u> 15	<u>Twp</u> 21N		<u>County</u> GARFIELD	
D	iversion to R	eservoir: Dľ	VERSION # 1					
D	am Height:	1	1.00 FEET					
D	epth:		8.00 FEET					
S	urface Area:	1	2.67 ACRES	3				
С	apacity:	1	2.74 ACRE-	FEET				
		BEEN ESTIM	ATED BY DN WORKSHEE	RC. T IN C	CLAIM F	ILE E	EPTH, AND SURFACE AREA HAVE STIMATES ARE NOT ACCURATE.	
Period of U	se:	JANUARY 1	TO DECEMBI	ER 31				
Place of Us	e:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1			SESESW	15	21N	34E	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.

SOURCE NAME AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169499-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604				
	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604				
Priority Date:	DECEMBER 31, 1958				
Type of Historical Right:	USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
Volume:	60.00 AC-FT				
Climatic Area:	1 - HIGH				
Maximum Acres:	30.00				
Source Name:	UNNAMED TRIBUTARY OF SEVEN BLACKFOOT CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and N	leans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty6NWNWSW619N34EGARFIELD				
*Period of Diversion Diversion Means:	: MAY 15 TO SEPTEMBER 15 DAM				

OCTOBER 7, 2020 40E 169499-00 Page 2 of 3

\*Reservoir: ONSTREAM

		Govt Lot 6	<u>Qtr Sec</u> NWNWSW	<u>Sec</u> 6	<u>Twp</u> 19N	<u>Rge</u> 34E	<u>County</u> GARFIELD
	Diversion to Re Dam Height: Depth: Surface Area: Capacity:		DIVERSION # 1 12.00 FEET 9.00 FEET 0.47 ACRES 1.69 ACRE-	S FEET			
			CITY, DAM HEI MATED BY DN	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of	f Use:	MAY 15 TO	SEPTEMBER	15			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	12.00		SENW	6	19N	34E	GARFIELD
2	4.00		NWNESW	6	19N	34E	GARFIELD
3	12.00	5	NW	6	19N	34E	GARFIELD
4	2.00	6	SW	6	19N	34E	GARFIELD
Total:	30.00						

#### 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.

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.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 35.5 TIMES THE CAPACITY OF THE RESERVOIR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 169499-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169805-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARSHA L BARNARD 39154 REGINA RD MALTA, MT 59538 9530
<b>Priority Date:</b>	DECEMBER 31, 1950
Type of Historical Right	: USE
Purpose(use):	FISH AND WILDLIFE
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THE FLOW RATE AND VOLUME ARE LIMITED TO THE MINIMUM AMOUNT NECESSARY TO SUSTAIN THIS PURPOSE. THIS RIGHT SHALL CONTINUE TO BE UTILIZED IN ACCORDANCE WITH HISTORICAL PRACTICES.
Source Name:	UNNAMED TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENE3323N32EPHILLIPS
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
Reservoir: ON	STREAM
	Govt LotQtr SecSecTwpRgeCountyNWSENE3323N32EPHILLIPS
Diversion to R	eservoir: DIVERSION # 1
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			N2SENE	33	23N	32E PHILLIPS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169806-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARSHA L BARNARD 39154 REGINA RD MALTA, MT 59538 9530
<b>Priority Date:</b>	DECEMBER 31, 1950
Type of Historical Right	: USE
Purpose(use):	FISH AND WILDLIFE
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Source Name:	BOX ELDER CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESE3023N32EPHILLIPS
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.
Reservoir: ON	STREAM
	Govt LotQtr SecSecTwpRgeCountySENESE3023N32EPHILLIPS
Diversion to R	eservoir: DIVERSION # 1
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			SENESE	30	23N	32E	PHILLIPS

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 16980	07-00 STATEMENT OF CLAIM			
	Version:	2 REEXAMINED			
		Status: ACTIVE			
Owners:	39154 REC	L BARNARD GINA RD IT 59538 9530			
<b>Priority Date:</b>	DECEMBE	ER 31, 1948			
Type of Historical Right	: USE				
Purpose(use):	FISH AND	WILDLIFE			
*Flow Rate:		IC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS AM RESERVOIR.			
*Volume:	NECESSA	W RATE AND VOLUME ARE LIMITED TO THE MINIMUM AMOUNT ARY TO SUSTAIN THIS PURPOSE. THIS RIGHT SHALL CONTINUE TO ED IN ACCORDANCE WITH HISTORICAL PRACTICES.			
Source Name:	UNNAMED	D TRIBUTARY OF BOX ELDER CREEK			
Source Type:	SURF	FACE WATER			
Point of Diversion and Means of Diversion:					
ID 4	Govt Lot	<u>Otr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>			
1 *Poriod of Divorcion		SWSWSE 30 23N 32E PHILLIPS ( 1 TO DECEMBER 31			
Diversion Means:	DAM	TO DECEMBER ST			
	THE PERI CLAIM.	IOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS			
Reservoir: ON	STREAM				
	<u>Govt Lot</u>	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSE 30 23N 32E PHILLIPS			
Diversion to Reservoir: DIVERSION # 1					

OCTOBER 7, 2020 40E 169807-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWSWSE	30	23N	32E PHILLIPS

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 169808-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

CAROLYN J MAHAN 39144 REGINA RD MALTA, MT 59538 9530

MARSHA L BARNARD 39154 REGINA RD MALTA, MT 59538 9530

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):	FISH AND WILDLIFE			
Flow Rate:				
Volume:				
Source Name:	UNNAMED TRIBUTARY OF SMITH CREEK			
Point of Diversion and Means of Diversion:				
Period of Use:				
Place of Use:				

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169809-	00 STATE	MENT	OF CLA	M	
	Version: 2	REEXAMIN	NED			
	S	status: A	CTIVE			
Owners:	MARSHA L B 39154 REGIN MALTA, MT 5	IA RD				
Priority Date:	DECEMBER	31, 1965				
Type of Historical Right	USE					
Purpose(use):	FISH AND W	ILDLIFE				
*Flow Rate:	A SPECIFIC ONSTREAM			NOT BEI	EN DE	CREED FOR THIS USE FROM THIS
*Volume:	NECESSARY	TO SUSTAI	N THIS		OSE.	D TO THE MINIMUM AMOUNT THIS RIGHT SHALL CONTINUE TO RICAL PRACTICES.
Source Name:	UNNAMED	TRIBUTARY (	OF KIL	L WOM	AN CF	REEK
Source Type:	SURFA	CE WATER				
Point of Diversion and M	<b>Jeans of Divers</b>	sion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESE	<u>Sec</u> 34	<u>Twp</u> 23N		<u>County</u> PHILLIPS
*Period of Diversion Diversion Means:	: JANUARY 1 DAM	TO DECEMB	ER 31			
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWNESE	<u>Sec</u> 34	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversion to Re	eservoir: DI	VERSION # 1				

OCTOBER 7, 2020 40E 169809-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>		
1			SWNESE	34	23N	32E PHILLIPS		

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 16981	10-00 STATEMENT OF CLAIM
	Version:	2 REEXAMINED
		Status: ACTIVE
Owners:	39154 REC	L BARNARD GINA RD IT 59538 9530
Priority Date:	DECEMBE	ER 31, 1965
Type of Historical Right	: USE	
Purpose(use):	FISH AND	WILDLIFE
*Flow Rate:		IC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS AM RESERVOIR.
*Volume:	NECESSA	W RATE AND VOLUME ARE LIMITED TO THE MINIMUM AMOUNT ARY TO SUSTAIN THIS PURPOSE. THIS RIGHT SHALL CONTINUE TO ZED IN ACCORDANCE WITH HISTORICAL PRACTICES.
Source Name:	UNNAMED	D TRIBUTARY OF KILL WOMAN CREEK
Source Type:	SURF	FACE WATER
Point of Diversion and M	leans of Div	/ersion:
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNESW 28 23N 32E PHILLIPS
*Period of Diversion Diversion Means:	: JANUARY DAM	( 1 TO DECEMBER 31
	THE PERI CLAIM.	IOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM	
	<u>Govt Lot</u>	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNESW 28 23N 32E PHILLIPS
Diversion to Re	eservoir:	DIVERSION # 1

OCTOBER 7, 2020 40E 169810-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 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			NWNESW	28	23N	32E PHILLIPS

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

#### \*\*\*\* THIS IS AN INTERBASIN TRANSFER CLAIM \*\*\*\*

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MISSOURI RIVER, BETWEEN MUSSELSHELL RIVER AND FORT PECK DAM DRAINAGE (BASIN 40E) AND USES IT IN THE MISSOURI RIVER, BETWEEN MUSSELSHELL RIVER AND FORT PECK DAM DRAINAGE (BASIN 40E) AND THE MISSOURI RIVER, BELOW FORT PECK DAM DRAINAGE (BASIN 40S). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 169852-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	MICHAEL J WYSE 330 RD 450 LINDSAY, MT 59339 9603
	JAMES A WYSE 330 RD 450 LINDSAY, MT 59339 9603
	TIMOTHY R WYSE 330 RD 450 LINDSAY, MT 59339 9603
Priority Date:	DECEMBER 18, 1918
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	40.00 AC-FT
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	10.00

OCTOBER 7, 2020 40E 169852-00 Page 2 of 3

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Source Name:	UNNAMED	FRIBUTARY (	OF UP	PER M	CGUIR	E CREEK					
Source Type:	SURFA	CE WATER									
	SPRING HY	SPRING HYDROLOGICALLY RELATED TO SOURCE.									
Point of Diversion and	Point of Diversion and Means of Diversion:										
ID	Govt Lot	Qtr Sec	Sec	Twp	<u>Rge</u>	<u>County</u>					
1		NWSWSE	33	22N	45E	MCCONE					
*Period of Diversio	n: APRIL 15 TC	OCTOBER 1	15								
<b>Diversion Means:</b>	DAM										
	PUMP IS SE	CONDARY M	EANS	OF DI	VERSI	ON.					
*Reservoir: Of	NSTREAM										
	Covt Lot	Otr Soo	Soo	Twn	Dao	County					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSE	<u>Sec</u> 33	<u>Twp</u> 22N		<u>County</u> MCCONE					
Diversion to 1	Reservoir: DI	VERSION # 1									
Dam Height:	1	0.00 FEET									
Depth:		7.00 FEET									
Surface Area	:	1.70 ACRES									
Capacity:		4.75 ACRE-	FEET								
	THE CAPACI BEEN ESTIM			MAXIM	UM DE	PTH, AND SURFACE AREA HAVE					
Period of Use:	APRIL 15 TO	OCTOBER 1	5								
*Place of Use:											
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County					
1 10.00		W2SE	33	22N	45E	MCCONE					
<b>Total:</b> 10.00											
Remarks:											

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

169852-00 170275-00 170276-00 211082-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT IN 2008 PURSUANT TO SECTION 85-2-233(6), MCA.

### 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 40S BASIN PRELIMINARY DECREE ISSUED 12/29/1999.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM. OCTOBER 7, 2020 40E 169852-00

Page 3 of 3

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 8.4 TIMES THE CAPACITY OF THE RESERVOIR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 170275-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MICHAEL J WYSE 330 RD 450 LINDSAY, MT 59339 9603
	TIMOTHY R WYSE 330 RD 450 LINDSAY, MT 59339 9603
	JAMES A WYSE 330 RD 450 LINDSAY, MT 59339 9603
*Priority Date:	DECEMBER 31, 1919
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:	155.00 AC-FT
	THE VOLUME OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 2.0 ACRE- FEET PER ACRE GUIDELINE FOR WATER SPREADING. THE VOLUME MAY BE CONTESTED BY PROPER OBJECTION.
Climatic Area	: 2 - MODERATELY HIGH
Maximum Acres:	77.50
*Source Name:	UNNAMED TRIBUTARY OF MCGUIRE CREEK, UPPER FORK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 170275-00 Page 2 of 3

<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWNWSW				<u>County</u> MCCONE		
Period of Diversion	Period of Diversion: APRIL 15 TO OCTOBER 15							
<b>Diversion Means:</b>	DIKE							
	DITCH IS SE	ECONDARY N	IEANS	S OF DI	VERSI	ON.		
Period of Use:	APRIL 15 TO	OCTOBER 1	5					

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	4.00		NESESE	32	22N	45E MCCONE
2	2.00		NWSESE	32	22N	45E MCCONE
3	5.00		SENESE	32	22N	45E MCCONE
4	1.00		SWNESE	32	22N	45E MCCONE
5	5.00		SENWSW	33	22N	45E MCCONE
6	8.00		NWSESW	33	22N	45E MCCONE
7	3.00		NESESW	33	22N	45E MCCONE
8	9.00		SWSESW	33	22N	45E MCCONE
9	8.00		SESESW	33	22N	45E MCCONE
10	8.00		NWSWSW	33	22N	45E MCCONE
11	10.00		NESWSW	33	22N	45E MCCONE
12	3.00		SESWSW	33	22N	45E MCCONE
13	2.00		NWNWSW	33	22N	45E MCCONE
14	9.50		SWNWSW	33	22N	45E MCCONE
Total:	77.50					

#### 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.

169852-00 170275-00 170276-00 211082-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/19/1997: PLACE OF USE AND MAXIMUM ACRES.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM WAS IMPROPERLY DESIGNATED TO BASIN 40S . CLAIM WAS NOT INCLUDED IN THE BASIN 40E TEMPORARY PRELIMINARY DECREE ISSUED 03/07/1985.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40S 170276-00 STATEMENT OF CLAIM
	Version: 2 POST DECREE
	Status: ACTIVE
Owners:	MICHAEL J WYSE 330 RD 450 LINDSAY, MT 59339 9603
	JAMES A WYSE 330 RD 450 LINDSAY, MT 59339 9603
	TIMOTHY R WYSE 330 RD 450 LINDSAY, MT 59339 9603
Priority Date:	MAY 25, 1948
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
Flow Rate:	NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
*Volume:	24.00 AC-FT
Climatic Area	2 - MODERATELY HIGH
*Maximum Acres:	12.00
*Source Name:	PRAIRIE ELK CREEK, MIDDLE FORK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40S 170276-00 Page 2 of 3

\*Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Twp **Rge** County Sec 1 S2NWSE 33 22N 45E MCCONE Period of Diversion: APRIL 15 TO OCTOBER 19 **Diversion Means:** DAM **APRIL 15 TO OCTOBER 19 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 12.00 W2SE 45E MCCONE 33 22N 12.00 Total:

#### **Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

169852-00 170275-00 170276-00 211082-00

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MISSOURI RIVER BELOW FORT PECK DAM DRAINAGE (BASIN 40S) AND USES IT IN THE MISSOURI RIVER BELOW FORT PECK DAM DRAINAGE (BASIN 40S) 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 DIVESRION OR PLACE OF USE BASIN.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40S 170276-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 1706	STATEMENT OF CLAIM									
	Version:	2 R	EEXAMI	NED							
		Status	s: A	CTIVE							
Owners:	THOMAS B BOSH 19410 HWY 99 STE A-251 LYNNWOOD, WA 98036										
Priority Date:	OCTOBER	OCTOBER 1, 1971									
Type of Historical Right	: USE										
Purpose(use):	DOMESTIC	0									
Flow Rate:	25.00 GPN	1									
Volume:	1.50 AC-F	Г									
Households:	1										
Maximum Acres:	0.25										
*Source Name:	MISSOUR	I RIVEF	R (FORT	PECK	LAKE)						
Source Type:	SURI	FACE V	VATER								
Point of Diversion and I	Means of Div	ersion:									
<u>ID</u> 1	<u>Govt Lot</u>	S	<u>Qtr Sec</u> ESWSE	<u>Sec</u> 24	<u>Twp</u> 26N	<u>Rge</u> 40E	<u>County</u> VALLEY				
Period of Diversion		TO NC	VEMBE	२ १							
<b>Diversion Means:</b>	PUMP										
Period of Use:	of Use: MARCH 1 TO NOVEMBER 1										
Place of Use:											
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>				
1 0.25		SV	VSWSE	24	26N	40E	VALLEY				
<b>Total:</b> 0.25											

**Remarks:** 

OCTOBER 7, 2020 40E 170602-00 Page 2 of 2

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 26.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 170676-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230				
Priority Date:	JULY 1, 1888				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF FRENCHMAN COULEE				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
•	swswsw 19 25N 35E VALLEY n: JANUARY 1 TO DECEMBER 31				
Diversion Means:	FLOWING				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1			SWSWSW	19	25N	35E VALLEY	
		RIGHT IS AF	PURTENAN	ГТОТ	THE FO	EDERAL PUBLIC LANDS. THIS WATER OLLOWING PRIVATE LANDS: SWSW RANGE 35 EAST, VALLEY COUNTY,	

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 170699-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	PAGE WHITHAM LAND & CATTLE 5TH ST S GLASGOW, MT 59230				
Priority Date:	FEBRUARY 28, 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:	UNNAMED TRIBUTARY OF SQUARE CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESW3125N35EVALLEY				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

	*Reservoir:	ONSTRE	AM Reser	voir Nam	e: FU	DGE RE	ESER\	/OIR
		Gov	<u>vt Lot</u> S\	<u>Qtr Sec</u> VSESW	<u>Sec</u> 31	<u>Twp</u> 25N		<u>County</u> VALLEY
<b>Diversion to Reservoir:</b>			ir: DIVEF	SION # 1				
	Dam Hei	ght:	8.00	) FEET				
	Depth:	_	5.00	) FEET				
	Surface A	rea:	0.27	ACRES	3			
	Capacity	:	0.54	ACRE-	FEET			
		COU THE	INTY.	DAM HEI	GHT,			C 06 TWP 24N RGE 35E VALLEY
Per	iod of Use:	JAN	UARY 1 TO I	DECEMBI	ER 31			
*Pla	ce of Use:							
<u>1</u>	<u>)</u> <u>Acr</u>	es <u>Gov</u>	vt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1				SESW	31	25N	35E	VALLEY
	THE PLACE OF USE CONSISTS OF FEDERAL PUBLIC LANDS. THIS WATER RIGHT IS APPURTENANT TO THE FOLLOWING PRIVATE LANDS: SWSW SEC. 28, TWP 25N, RGE 35E, VALLEY COUNTY, MONTANA.							

#### **Remarks:**

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

OCTOBER 7, 2020 40E 170699-00 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 Nu	mber:	40E 17094	2-00	STATE	MENT	OF CLA	MIM	
		Version:	2 R	EEXAMI	NED			
			Status	s: A	CTIVE			
Owners:		MICHELLE D ISLE PO BOX 1149 WOLF POINT, MT 59201 1149						
<b>Priority Date:</b>		DECEMBE	DECEMBER 31, 1967					
Type of Historic	al Right	: USE						
Purpose(use):		DOMESTIC	2					
Flow Rate:		30.00 GPM						
Volume:		1.50 AC-F	Г					
House	holds:	1						
Maximum Acre	s:	0.25						
*Source Name:		MISSOURI RIVER (FORT PECK LAKE)						
Source Type	:	SURFACE WATER						
Point of Diversi	Point of Diversion and Means of Diversion:							
<u>ID</u> 1		<u>Govt Lot</u>	NV	<u>Qtr Sec</u> VSWSE	<u>Sec</u> 24	<u>Twp</u> 26N		<u>County</u> VALLEY
		: APRIL 1 T		EMBER	30			
<b>Diversion</b> N	Aeans:	PUMP						
Period of Use:		APRIL 1 TO	ONOV	EMBER	30			
Place of Use:								
<u>ID</u> <u>A</u>	cres	<u>Govt Lot</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	0.25		Ν	ESESW	24	26N	40E	VALLEY
Total:	0.25							

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 39.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 171055-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	WITTMAYER GRAZING ASSN PO BOX 1168 GLASGOW, MT 59230				
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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	SEVENTH COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENW1124N38EVALLEY				
*Period of Diversion	a: MAY 1 TO OCTOBER 31				
<b>Diversion Means:</b>	DAM				

OCTOBER 7, 2020 40E 171055-00 Page 2 of 3

> **ONSTREAM** \*Reservoir: **Govt Lot** Otr Sec T<u>wp</u> Sec **Rge** County NESENW 24N 38E VALLEY 11 **DIVERSION #1 Diversion to Reservoir:** 9.00 FEET Dam Height: Depth: 6.00 FEET 4.56 ACRES Surface Area: **Capacity:** 1.90 ACRE-FEET THE DAM EXTENDS INTO THE NESENW, SEC 11 TWP 24N RGE 38E VALLEY COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. MAY 1 TO OCTOBER 31 **Period of Use:** Place of Use: ID **Govt Lot** Qtr Sec Twp **Rge** County Acres Sec 1 38E VALLEY NESENW 11 24N

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

SOURCE NAME AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 171055-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 171056-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	WITTMAYER GRAZING ASSN PO BOX 1168 GLASGOW, MT 59230					
Priority Date:	DECEMBER 31, 1941					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF SEVENTH COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW1124N38EVALLEY					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 171056-00 Page 2 of 2

Reservoi	r: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SESESW	<u>Sec</u> 11	<u>Twp</u> 24N	<u>Rge</u> 38E	<u>County</u> VALLEY
Diver	sion to R	eservoir: [	DIVERSION # 1				
Period of Use:		MAY 1 TO 0	OCTOBER 31				
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			SESESW	11	24N	38E	VALLEY

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 171057-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	WITTMAYER GRAZING ASSN PO BOX 1168 GLASGOW, MT 59230				
Priority Date:	DECEMBER 31, 1947				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	SEVENTH COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENW1124N38EVALLEY				
*Period of Diversion	: MAY 1 TO OCTOBER 31				
<b>Diversion Means:</b>	DAM				

**OCTOBER 7, 2020** 40E 171057-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Qtr SecSec/NENW11	<u>Twp</u> <u>Rge</u> 24N 38E	<u>County</u> VALLEY
Diversion to R	eservoir: DIVER	SION # 1		
Dam Height:	9.00	FEET		
Depth:	6.00	FEET		
Surface Area:	1.90	ACRES		
Capacity:	4.56	ACRE-FEET		
	COUNTY.		,	EC 11 TWP 14N RGE 38E VALLEY
	THE CAPACITY, I BEEN ESTIMATE		MAXIMUM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	MAY 1 TO OCTOR	BER 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	NW	/NENW 11	24N 38E	VALLEY

#### Remarks:

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

SOURCE NAME AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM. THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. .....

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

OCTOBER 7, 2020 40E 171057-00 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	r: 40E 171111-00	) STATE	MENT	OF CLA	MIA		
	Version: 2	REEXAMIN	IED				
	Sta	tus: A	CTIVE				
Owners:	CAROL M FOS PO BOX 1134	FOSSUM, ORVILLE G FAMILY TRUST CAROL M FOSSUM & STEVE A FOSSUM CO TRUSTEES PO BOX 1134 GLASGOW, MT 59230 1134					
<b>Priority Date:</b>	SEPTEMBER 1	SEPTEMBER 15, 1964					
Type of Historical Ri	ight: USE	USE					
Purpose(use):	DOMESTIC	DOMESTIC					
Flow Rate:	25.00 GPM	25.00 GPM					
Volume:	1.50 AC-FT	1.50 AC-FT					
Household	ls: 1	1					
Maximum Acres:	0.25	0.25					
*Source Name:	MISSOURI RIV	MISSOURI RIVER (FORT PECK LAKE)					
Source Type:	SURFACE	SURFACE WATER					
Point of Diversion a	nd Means of Diversio	n:					
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWNENE	<u>Sec</u> 26	<u>Twp</u> 26N		<u>County</u> VALLEY	
Period of Diversion: MARCH 15 TO NOVEMBER 15							
Diversion Mean		-					
Period of Use:	MARCH 15 TO	MARCH 15 TO NOVEMBER 15					
Place of Use:			G	m	P		
<u>ID</u> <u>Acres</u>		<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		<u>County</u>	
1 0.25	-	NENE	26	26N	40E	VALLEY	
<b>Total:</b> 0.25	<b>j</b>						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

V THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 323.

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 171296-00	00 STATEMENT OF CLAIM		
	Version: 2	REEXAMINED		
	Sta	tatus: ACTIVE		
Owners:	BLEVINS RANCH LLC 1909 NW OAK LAWTON, OK 73507 4527			
<b>Priority Date:</b>	MAY 1, 1940			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	CONSISTS OF DITCH SYSTEM	FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE F STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A EM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT LY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	STOCKWATER ANIMAL UNIT.	NCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR RING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING ND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER		
*Source Name:	COSTELLA CC	OULEE		
Source Type:	SURFACE	CE WATER		
*Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENE 13 25N 42E MCCONE		
•	Period of Diversion: APRIL 15 TO NOVEMBER 15			
Diversion Means:		DIRECT FROM SOURCE		
Period of Use:	APRIL 15 TO N	NOVEMBER 15		

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SENE	13	25N	42E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM WAS IMPROPERLY DESIGNATED TO BASIN 40S . CLAIM WAS NOT INCLUDED IN THE BASIN 40E TEMPORARY PRELIMINARY DECREE ISSUED 03/07/1985.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 171333-00 STATEMENT OF CLAIM									
	Version:	2 REEXAMI	NED						
		Status: A	CTIVE						
Owners:	WALLER, GLENN INC 305 DIVIDE ST GLENDIVE, MT 59330								
<b>Priority Date:</b>	Priority Date: DECEMBER 31, 1949								
Type of Historical Right: FILED									
Purpose(use):	STOCK								
Flow Rate:	3.00 GPM								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.								
Source Name:	GROUNDWATER								
Source Type:	GROUNDWATER								
Point of Diversion and Means of Diversion:									
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWSE	<u>Sec</u> 11	<u>Twp</u> 21N		<u>County</u> MCCONE			
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>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>			
1		SWSWSE	11	21N	45E	MCCONE			

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 171337-00 STATEMENT OF CLAIM					
	Version:	2 REEXAM	INED			
		Status:	ACTIVE	Ē		
Owners:	WALLER, GLENN INC 305 DIVIDE ST GLENDIVE, MT 59330					
<b>Priority Date:</b>	DECEMBE	R 31, 1960				
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
Flow Rate:	3.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUND	WATER				
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESE		<u>Twp</u> 21N	<u>Rge</u> 45E	<u>County</u> MCCONE
Period of Diversion	: JANUARY	1 TO DECEM	BER 3′	l		
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY	1 TO DECEME	3ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SWNESE	13	21N	45E	MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 17133	8-00 STATE	MENT	OF CL	AIM	
	Version:	2 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	WALLER, GLENN INC 305 DIVIDE ST GLENDIVE, MT 59330					
<b>Priority Date:</b>	JANUARY	31, 1958				
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
Flow Rate:	3.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDV	VATER				
Source Type:	GRO	JNDWATER				
Point of Diversion and I	Means of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENESE		<u>Twp</u> 21N		County MCCONE
Period of Diversion	: JANUARY	1 TO DECEME	3ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY	1 TO DECEME	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SENESE	13	21N	45E	MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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Water Right Number:	40E 173782-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	JAY D PHALEN 446 ROAD 222 LINDSAY, MT 59339
	SHAYNA PHALEN 446 ROAD 222 LINDSAY, MT 59339
Priority Date:	DECEMBER 31, 1943
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County
1 *Danial of Dimension	NWSWNW 13 16N 45E PRAIRIE I: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 173782-00 Page 2 of 2

> **ONSTREAM Reservoir:** Rge County Govt Lot Otr Sec Sec Twp NWSWNW 45E PRAIRIE 16N 13 **DIVERSION #1 Diversion to Reservoir:** NOVEMBER 1 TO MAY 31 **Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 NWSWNW 16N 45E PRAIRIE 13 2 SWSWNW 13 16N 45E PRAIRIE ..... ......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 173783-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	JAY D PHALEN 446 ROAD 222 LINDSAY, MT 59339
	SHAYNA PHALEN 446 ROAD 222 LINDSAY, MT 59339
Priority Date:	DECEMBER 31, 1943
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	HAY CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENW2516N45EPRAIRIE
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 173783-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot Otr Sec** Sec Rge County Twp 45E PRAIRIE SENENW 25 16N **Diversion to Reservoir: DIVERSION #1** JUNE 1 TO OCTOBER 31 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 25 45E PRAIRIE SENENW 16N 

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:	40E 173784-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SHAYNA PHALEN 446 ROAD 222 LINDSAY, MT 59339
	JAY D PHALEN 446 ROAD 222 LINDSAY, MT 59339
Priority Date:	DECEMBER 31, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	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> SESESE 14 16N 45E PRAIRIE
•	a: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 173784-00 Page 2 of 2

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			NESESE	14	16N	45E	PRAIRIE
2			SWNESW	24	16N	45E	PRAIRIE
3			SESWNW	25	16N	45E	PRAIRIE
4			SESWNE	23	16N	45E	PRAIRIE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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Water Right Number:	40E 173786-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JAY D PHALEN 446 ROAD 222 LINDSAY, MT 59339					
	SHAYNA PHALEN 446 ROAD 222 LINDSAY, MT 59339					
Priority Date:	DECEMBER 31, 1962					
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	15.00 GPM					
Volume:	2.00 AC-FT					
Households:	1					
Maximum Acres:	0.50					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and M	Aeans of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESE1416N45EPRAIRIE					
	: JANUARY 1 TO DECEMBER 31 WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	0.50		SESESE	14	16N	45E PRAIRIE
Total:	0.50					

#### **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:	40E 178527-00 STATEMENT OF CLAIM							
	Version:	3 RE	EXAMI	NED				
		Status:	A	CTIVE				
Owners:	2913 HOR	LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215						
*Priority Date:	JULY 1, 19	932						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
Flow Rate:								
*Volume:	STOCK W ANIMAL U	ATERIN NIT. ANI	g purf Mal ui	POSES	S AT TH SHALL E	IE RAT BE BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER	
Source Name:	SPRING, I	JNNAME	D TRI	BUTAF	RY OF C		CREEK	
Source Type:	GRO	UNDWA	TER					
Point of Diversion and I	Means of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	_	<u>Qtr Sec</u> IWSW	<u>Sec</u> 1	<u>Twp</u> 20N		<u>County</u> MCCONE	
Period of Diversion			OBER	1				
<b>Diversion Means:</b>	FLOWING							
Period of Use:	MARCH 1	TO OCT	OBER <sup>·</sup>	1				
Place of Use:								
ID <u>Acres</u>	Govt Lot	<u>(</u>	Qtr Sec	<u>Sec</u>	Twp	Rge	County	
1		NEN	WSW	1	20N	44E	MCCONE	

**Remarks:** 

OCTOBER 7, 2020

40E 178527-00

Page 2 of 2

CLAIM FILED 05/03/1982 . THIS IS AN EXEMPT RIGHT VOLUNTARILY FILED UNDER SECTION 85-2-222, MCA.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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Water Right Number:	40E 178528-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215
*Priority Date:	JULY 1, 1932
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COAL CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Vieans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
•	N2 1 20N 44E MCCONE I: MARCH 1 TO OCTOBER 1
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	MARCH 1 TO OCTOBER 1

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			N2	1	20N	44E MCCONE

#### Remarks:

CLAIM FILED 05/03/1982 . THIS IS AN EXEMPT RIGHT VOLUNTARILY FILED UNDER SECTION 85-2-222, MCA.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 178529-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

**Owners:** 

LARRY E GRIMSRUD 431 GARFIELD BLVD JORDAN, MT 59337

SHARON L GRIMSRUD PO BOX 210 JORDAN, MT 59337

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF COAL 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 TEMPORARY PRELIMINARY DECREE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 178530-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215
*Priority Date:	JULY 1, 1932
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COAL CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySE420N44EMCCONE
-	: MARCH 1 TO OCTOBER 1
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	MARCH 1 TO OCTOBER 1

Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SE	4	20N	44E MCCONE

#### Remarks:

CLAIM FILED 05/03/1982 . THIS IS AN EXEMPT RIGHT VOLUNTARILY FILED UNDER SECTION 85-2-222, MCA.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 178531-00 STATEMENT OF CLAIM						
	Version:	3 R	EEXAMI	NED			
		Statu	s: A	CTIVE			
Owners:	2913 HOR	LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215					
*Priority Date:	JULY 1, 19	932					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SY	S OF S STEM.	TOCK DF	RINKIN OW R/	IG DIRE ATE IS L		ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	NELSON (	CREEK					
Source Type:	SURI	FACE V	VATER				
Point of Diversion and <b>N</b>	Means of Div	ersion:					
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>	Sec	Twp		<u>County</u>
•			SW	4	20N	44E	MCCONE
Period of Diversion							
<b>Diversion Means:</b>	LIVESTO	CK DIR					
2			SWNW	4	20N	44E	MCCONE
Period of Diversion							
<b>Diversion Means:</b>	LIVESTO	CK DIR	ECT FRO	DM SO	URCE		
Period of Use:	MARCH 1	то ос	TOBER	1			

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			SW	4	20N	44E	MCCONE
2			SWNW	4	20N	44E	MCCONE

#### **Remarks:**

CLAIM FILED 05/03/1982 . THIS IS AN EXEMPT RIGHT VOLUNTARILY FILED UNDER SECTION 85-2-222, MCA.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 178532-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

Late Claim: A

**Owners:** 

LEE L GIBBS 2913 HORSE CREEK RD CIRCLE, MT 59215

PHILIP J GIBBS PO BOX 94 JORDAN, MT 59337

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: ROMINE COULEE

**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 TEMPORARY PRELIMINARY DECREE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

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Water Right Number:	40E 178534-00 STATEMENT OF CLAIM							
	Version:	2 REEX/	AMINED					
		Status:	ACTIVE					
Owners:	FOSSUM, STEVE A LIVING TRUST 53817 US HWY 2 GLASGOW, MT 59230 8873							
Priority Date:	OCTOBER	8 1, 1963						
Type of Historical Right	: USE							
Purpose(use):	DOMESTI	C						
Flow Rate:	25.00 GPN	1						
Volume:	1.50 AC-F	Г						
Households:	1							
Maximum Acres:	0.25							
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)							
Source Type:	SURFACE WATER							
Point of Diversion and	Means of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SWNE		<u>Twp</u> 26N		<u>County</u> VALLEY		
Period of Diversion		5 TO NOVE	MBER 15					
<b>Diversion Means:</b>	PUMP							
Period of Use:	MARCH 1	MARCH 15 TO NOVEMBER 15						
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr</u>	Sec Sec	Twp	<u>Rge</u>	<u>County</u>		
1 0.25		SWNE	NE 26	26N	40E	VALLEY		
<b>Total:</b> 0.25								

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 322.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 178535-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	RAFTER O LLC PO BOX 6 HINSDALE, MT 59241 0006				
Priority Date:	JUNE 9, 1916				
Type of Historical Right:	FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	WATER SPREADING				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.				
*Volume:	16.10 AC-FT				
Climatic Area:	a 1 - HIGH				
*Maximum Acres:	7.00				
Source Name:	UNNAMED TRIBUTARY OF STOLE COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and N	Aeans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNE924N42EGARFIELD				
	: MAY 1 TO AUGUST 31				
	DIVERSION DAM				
Period of Use:	MAY 1 TO AUGUST 31				

OCTOBER 7, 2020 40E 178535-00 Page 2 of 2

#### \*Place of Use:

<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	5.00		NWSE	9	24N	42E	GARFIELD
2	2.00		SESWNE	9	24N	42E	GARFIELD
Total:	7.00						

#### 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.

178535-00 178536-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DAM CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 178536-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	RAFTER O LLC PO BOX 6 HINSDALE, MT 59241 0006				
Priority Date:	JUNE 9, 1916				
Type of Historical Right	: FILED				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF STOLE COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNE924N42EVALLEY				
Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM				
Reservoir: ON	STREAM				
	Govt LotQtr SecSecTwpRgeCountyNESWNE924N42EVALLEY				
Diversion to R	eservoir: DIVERSION # 1				

OCTOBER 7, 2020 40E 178536-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NESWNE	9	24N	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.

178535-00 178536-00

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.

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.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 178537-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BIEBER LAND LLC 407 SKULL CREEK RD BROCKWAY, MT 59214					
<b>Priority Date:</b>	APRIL 23, 1982					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	5.50 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NENESE 18 17N 45E MCCONE					
-	n: MARCH 1 TO JULY 1					
<b>Diversion Means:</b>	WELL					
Period of Use:	MARCH 1 TO JULY 1					
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	NENESE 18 17N 45E MCCONE					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 178538-00 STATEMENT OF CLAIM					
	Version: 2	REEXAMI	NED			
	Sta	tus: A	CTIVE			
Owners:	BORDERVIEW PO BOX 47 BROCKWAY, M		IC			
<b>Priority Date:</b>	APRIL 23, 1982	2				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	6.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWAT	ER				
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversio	n:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNW	<u>Sec</u> 2	<u>Twp</u> 17N	<u>Rge</u> 44E	<u>County</u> MCCONE
Period of Diversion		D 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	<u>Rge</u>	County
1		SENWNW	2	17N	44E	MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 178539-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214					
<b>Priority Date:</b>	APRIL 23, 1982					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	10.40 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESW3518N44EMCCONE					
	I: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
1	NENESW 35 18N 44E MCCONE					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 178540-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	JULY 1, 1888
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENE2223N34EVALLEY
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Pariod of Use	JANUARY 1 TO DECEMBER 31

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			NENE	22	23N	34E VALLEY

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 17854	41-00	STATE	MENT	OF CLA	MIM	
	Version:	3 RI	EEXAMIN	NED			
		Status	s: A	CTIVE			
Owners:	WITTMAYI PO BOX 1 GLASGOV	168		SSN			
<b>Priority Date:</b>	DECEMBE	R 31, 1	880				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SY	S OF ST	TOCK DF	RINKIN DW RA	IG DIRE	CTLY IMITE	ECREED BECAUSE THIS USE FROM THE SOURCE OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCK W	ATERIN NIT. AN	NG PURF NIMAL UN	POSES	S AT TH SHALL B	E RAT	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	MISSOUR	I RIVEF	R (FORT	PECK	LAKE)		
Source Type:	SURF	FACE V	VATER				
*Point of Diversion and M	Means of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>		<u>Qtr Sec</u> S2	<u>Sec</u> 14	<u>Twp</u> 24N		County VALLEY
Period of Diversion Diversion Means:	HAY 1 TO LIVESTO						
2 Period of Diversion Diversion Means:	: MAY 1 TO LIVESTO			10 DM SO	23N URCE	38E	VALLEY

\*Point of Diversion and Means of Diversion: <u>Twp</u> ID Govt Lot **Qtr Sec** Rge County Sec 3 SE Δ 23N 38E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SW 4 3 23N 38E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 5 23N 38E VALLEY 11 Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 6 N2 13 23N 38E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 E2 23N 38E VALLEY 12 Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 23N 38E VALLEY 8 1 Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 38E VALLEY 9 SE 35 24N Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 N2 6 23N 39E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 39E VALLEY 11 W2 5 23N Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 24N 39E VALLEY 12 32 Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 13 33 24N 39E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 24N 39E VALLEY 14 SW 28 Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 39E VALLEY 15 NE 29 24N Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 16 E2 12 23N 37E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 37E VALLEY 17 SE 23N 1 Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

\*Point of Diversion and Means of Diversion: **Govt Lot** Rge County ID **Qtr Sec** Sec Twp 18 SWSWSW 6 23N 38E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 38E VALLEY 19 7 23N Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 20 S2 8 23N 38E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 21 NW 17 23N 38E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 22 23N 38E VALLEY 15 Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE E2 23N 37E VALLEY 23 9 Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 37E VALLEY 24 15 23N Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 25 SW 14 23N 37E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 37E VALLEY 26 NWNW 23 23N Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 27 NENW 23 23N 37E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 28 SENW 23 23N 37E VALLEY Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE NE 23 23N 37E VALLEY 29 Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 37E VALLEY 30 N2 23N 24 Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 37E VALLEY 31 NE 13 23N Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 32 39E VALLEY S2 20 24N Period of Diversion: MAY 1 TO OCTOBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 

*Point of Diversion and Means of Diversion:							
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>	
33			21	24N	39E	VALLEY	
Period of Diversion:	MAY 1 TO OCTO	DBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRC	M SO	URCE			
34		SW	22	24N	39E	VALLEY	
Period of Diversion:	MAY 1 TO OCTO	DBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRC	M SO	URCE			
35		NE	27	24N	39E	VALLEY	
<b>Period of Diversion:</b>	MAY 1 TO OCTO	DBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIR	RECT FRC	M SO	URCE			
36		N2	26	24N	39E	VALLEY	
<b>Period of Diversion:</b>	MAY 1 TO OCTO	DBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRC	M SO	URCE			
37			25	24N	39E	VALLEY	
<b>Period of Diversion:</b>	MAY 1 TO OCTO	DBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIR	RECT FRC	M SO	URCE			
38		NW	30	24N	40E	VALLEY	
<b>Period of Diversion:</b>	MAY 1 TO OCTO	DBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRC	M SO	URCE			
39			24	24N	39E	VALLEY	
<b>Period of Diversion:</b>	MAY 1 TO OCTO	DBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIR	RECT FRC	M SO	URCE			
40		NE	23	24N	39E	VALLEY	
<b>Period of Diversion:</b>	MAY 1 TO OCTO	DBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIR	RECT FRC	M SO	URCE			
41		N2	19	24N	38E	VALLEY	
*Period of Diversion:	MAY 1 TO OCTO	DBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIR	RECT FRC	M SO	URCE			
42			18	24N	38E	VALLEY	
*Period of Diversion:	MAY 1 TO OCTO	DBER 31					
*Period of Diversion: Diversion Means:	MAY 1 TO OCTO LIVESTOCK DIR		M SO	URCE			

# \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			S2	14	24N	39E VALLEY
2				10	23N	38E VALLEY
3			SE	4	23N	38E VALLEY
4			SW	3	23N	38E VALLEY
5				11	23N	38E VALLEY
6			N2	13	23N	38E VALLEY
7			E2	12	23N	38E VALLEY
8				1	23N	38E VALLEY
9			SE	35	24N	38E VALLEY
10			N2	6	23N	39E VALLEY
11			W2	5	23N	39E VALLEY

OCTOBER 7, 2020 40E 178541-00 Page 5 of 6

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
12				32	24N	39E	VALLEY
13				33	24N	39E	VALLEY
14			SW	28	24N	39E	VALLEY
15			NE	29	24N	39E	VALLEY
16			E2	12	23N	37E	VALLEY
17			SE	1	23N	37E	VALLEY
18			SWSWSW	6	23N	38E	VALLEY
19				7	23N	38E	VALLEY
20			S2	8	23N	38E	VALLEY
21			NW	17	23N	38E	VALLEY
22				15	23N	38E	VALLEY
23			E2	9	23N	37E	VALLEY
24				15	23N	37E	VALLEY
25			SW	14	23N	37E	VALLEY
26			NWNW	23	23N	37E	VALLEY
27			NENW	23	23N	37E	VALLEY
28			SENW	23	23N	37E	VALLEY
29			NE	23	23N	37E	VALLEY
30			N2	24	23N	37E	VALLEY
31			NE	13	23N	37E	VALLEY
32			S2	20	24N	39E	VALLEY
33				21	24N	39E	VALLEY
34			SW	22	24N	39E	VALLEY
35			NE	27	24N	39E	VALLEY
36			N2	26	24N	39E	VALLEY
37				25	24N	39E	VALLEY
38			NW	30	24N	40E	VALLEY
39				24	24N	39E	VALLEY
40			NE	23	24N	39E	VALLEY
41			N2	19	24N	38E	VALLEY
42				18	24N	38E	VALLEY

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE IMPLIED CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 40E 30043241, 40E 30043242.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

PLACE OF USE NO. 41 AND NO. 42 APPEAR TO BE INCORRECT. PLACE OF USE NO. 41 APPEARS TO BE IN THE N2 SEC 19 TWP 23N RGE 38E VALLEY COUNTY. PLACE OF USE NO. 42 APPEARS TO BE IN SEC 18 TWP 23N RGE 38E VALLEY COUNTY. POINT OF DIVERSION NO. 41 AND NO. 42 APPEAR TO BE INCORRECT. POINT OF DIVERSION NO. 41 APPEARS TO BE IN THE N2 SEC 19 TWP 23N RGE 38E VALLEY COUNTY. POINT OF DIVERSION NO. 42 APPEARS TO BE IN SEC 18 TWP 23N RGE 38E VALLEY COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 178542-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	TIMOTHY R WYSE 330 RD 450 LINDSAY, MT 59339 9603
	JAMES A WYSE 330 RD 450 LINDSAY, MT 59339 9603
	MICHAEL J WYSE 330 RD 450 LINDSAY, MT 59339 9603
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF UPPER MCGUIRE CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 178542-00 Page 2 of 3

*Point of I	*Point of Diversion and Means of Diversion:						
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County
	od of Diversion: rsion Means:	JANUARY 1 DAM	NWSWSE TO DECEMB	33 ER 31	22N	45E	MCCONE
		THE PERIOD CLAIM.	OF DIVERS	ION H	IAS BEE	IN ST	ANDARDIZED BY DNRC FOR THIS
*Res	ervoir: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> NWSWSE	<u>Sec</u> 33	<u>Twp</u> 22N	<u>Rge</u> 45E	<u>County</u> MCCONE
	Diversion to Re	servoir: DI	VERSION # 1				
	Dam Height:		8.00 FEET				
	Surface Area:		0.86 ACRES	3			
	Capacity:		2.80 ACRE-	FEET			
Period of	Use:	JANUARY 1	TO DECEMBE	ER 31			
*Place of U	Jse:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			NWSWSE	33	22N	45E	MCCONE
2			NESESW	33	22N	45E	MCCONE

#### **Remarks:**

THE POINT OF DIVERSION, SOURCE NAME, RESERVOIR LOCATION, CAPACITY, AND PLACE OF USE WERE AMENDED BY THE CLAIMANT IN 2007 PURSUANT TO SECTION 85-2-233(6), MCA.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 178542-00 Page 3 of 3

> SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 17854	43-00 STATEMENT OF CLAIM					
	Version:	2 REEXAMINED					
		Status: ACTIVE					
Owners:	JAMES A V 330 RD 450 LINDSAY, I						
	MICHAEL 3 330 RD 450 LINDSAY, I						
	TIMOTHY F 330 RD 450 LINDSAY, F						
Priority Date:	DECEMBE	ER 31, 1919					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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	UNNAMED TRIBUTARY OF UPPER MCGUIRE CREEK					
Source Type:	GROL	DUNDWATER					
Point of Diversion and	Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot						
·		NESESW 33 22N 45E MCCONE					
Period of Diversion		Y 1 TO DECEMBER 31					

Diversion Means: FLOWING

OCTOBER 7, 2020 40E 178543-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<b><u>Qtr Sec</u></b>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NESESW	33	22N	45E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

NO QUANTIFIED FLOW RATE HAS BEEN CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

#### **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: 40E 178544-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOHN LANGEN 5232 CROOKED RIVER CIRCLE LAS VEGAS, NV 89149 6421						
<b>Priority Date:</b>	DECEMBER 31, 1970						
Type of Historical Righ	: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	12.00 GPM						
Volume:	1.50 AC-FT						
Households:	1						
Maximum Acres:	s: 0.25						
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)						
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1		<u>County</u> VALLEY					
Period of Diversio Diversion Means:	: JANUARY 1 TO DECEMBER 31 PUMP						
Period of Use:							
Place of Use: ID Acres	Govt Lot Qtr Sec Sec Twp Rge	County					
<u>1 0.25</u>		<u>County</u> VALLEY					
<b>Total:</b> 0.25	NVVINLINVV 13 24N 40L						

**Remarks:** 

OCTOBER 7, 2020 40E 178544-00 Page 2 of 2

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 46.

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."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 178562-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	WEEDING, C A & SONS PO BOX 202 JORDAN, MT 59337					
Priority Date:	DECEMBER 31, 1939					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF HELL CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENW1820N36EGARFIELD					
<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.					

OCTOBER 7, 2020 40E 178562-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot Otr Sec** Sec Twp **Rge** County NENENW 20N 36E GARFIELD 18 **DIVERSION #1 Diversion to Reservoir:** APRIL 1 TO OCTOBER 31 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 20N NENENW 18 36E 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."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 182894-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NICKELS FAMILY REVOCABLE LIVING TRUST LESTER E & MILDRED C NICKELS PO BOX 27 NASHUA, MT 59248 0027
Priority Date:	DECEMBER 31, 1931
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER
	SPRING HYDROLOGICALLY RELATED TO SOURCE.
Point of Diversion and 1	Means of Diversion:
ID	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
	S2NWSW 2 25N 42E MCCONE
Diversion Means:	1: APRIL 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE
2	S2NESW 2 25N 42E MCCONE
	a: APRIL 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

OCTOBER 7, 2020 40E 182894-00 Page 2 of 2

#### Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>			
3		NESESW	2	25N	42E	MCCONE			
Period of Diversion: APRIL 1 TO DECEMBER 31									
<b>Diversion Means:</b>	LIVESTOCK	LIVESTOCK DIRECT FROM SOURCE							
4		SWNWSE	2	25N	42E	MCCONE			
Period of Diversion: APRIL 1 TO DECEMBER 31									
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE								
Period of Use:	APRIL 1 TO D	ECEMBER 3	81						

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1			S2NWSW	2	25N	42E	MCCONE
2			SWNWSE	2	25N	42E	MCCONE
3			S2NESW	2	25N	42E	MCCONE
4			NESESW	2	25N	42E	MCCONE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

#### **IMPORTANT NOTICE**

#### \*\*\*\* THIS IS AN INTERBASIN TRANSFER CLAIM \*\*\*\*

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MISSOURI RIVER BETWEEN MUSSELSHELL RIVER AND FORT PECK DAM (BASIN 40E) AND USES IT IN THE LOWER MISSOURI RIVER DRAINAGE (BASIN 40S). AS A RESULT IT WILL BE DECREED IN BOTH BASINS AND SUBJECT TO OBJECTION IN EITHER BASIN BEFORE BECOMING FINAL. YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 182897-0	D STAT	EMENT	OF CLA	١М
	Version: 3 -	REEXAN	IINED		
	Sta	itus:	ACTIVE		
Owners:	FORT PECK, CITY OF PO BOX 310 FORT PECK, MT 59223				
Priority Date:	NOVEMBER 23, 1934				
Type of Historical Right: USE					
Purpose(use):	MUNICIPAL				
Flow Rate:	2.07 CFS				
*Volume:	171.00 AC-FT				
Source Name:	MISSOURI RIV	/ER			
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot	<u>Qtr Se</u>	<u>c</u> <u>Sec</u> 15	<u>Twp</u> 26N	RgeCounty41EMCCONE
Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM				
	PIPELINE IS SECONDARY MEANS OF DIVERSION.				
Period of Use:	JANUARY 1 T	D DECEM	BER 31		

OCTOBER 7, 2020 40E 182897-00 Page 2 of 2

Place of U	se:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			W2NW	16	26N	41E	VALLEY
2			NWSW	16	26N	41E	VALLEY
3			E2SE	18	26N	41E	VALLEY
4			S2SWSE	18	26N	41E	VALLEY
5			SWSW	9	26N	41E	VALLEY
6			S2SESE	8	26N	41E	VALLEY
7			SESWSE	8	26N	41E	VALLEY
8			E2NWNE	17	26N	41E	VALLEY
9			E2NE	17	26N	41E	VALLEY
10			SWNE	17	26N	41E	VALLEY
11			S2SWNW	17	26N	41E	VALLEY
12			S2	17	26N	41E	VALLEY
13				14	26N	41E	VALLEY
14				15	26N	41E	VALLEY

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM WAS IMPROPERLY DESIGNATED TO BASIN 40S . CLAIM WAS NOT INCLUDED IN THE BASIN 40E TEMPORARY PRELIMINARY DECREE ISSUED 03/07/1985.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

#### **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."

40E 182937-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF BOX ELDER CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182938-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FOURCHETTE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182939-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF TELEGRAPH CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182940-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FOURCHETTE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182941-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF KILL WOMAN CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182945-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF VALENTINE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182946-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF VALENTINE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182947-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF VALENTINE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182948-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF COBURN COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182949-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF COBURN COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182950-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF COTTONWOOD COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182951-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF COBURN COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182953-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF VALENTINE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182954-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF VALENTINE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182955-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF VALENTINE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182956-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF VALENTINE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 182970-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

**KILL WOMAN CREEK** Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182977-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF MCCARTY COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182978-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF SNOW CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182979-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF WIDOW COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182980-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF CART COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182981-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF TELEGRAPH CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182982-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF TELEGRAPH CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182983-00 STATEMENT OF CLAIM Water Right Number:

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

Source Name:

UNNAMED TRIBUTARY OF UNNAMED TRIBUTARY OF SOUTH FORK SAND ARROYO CREEK

**Point of Diversion and Means of Diversion:** 

Period of Use:

Place of Use:

#### **Remarks:**

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT.

## **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."

40E 182984-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF MILK RIVER COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182991-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF BOX ELDER CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182992-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF TELEGRAPH CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182994-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF COBURN COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182997-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF DEVILS CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182998-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF BIG COULEE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 182999-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183010-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

SNOW CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183011-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF LA PLAZ COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183016-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF BOX ELDER CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183017-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF KILL WOMAN CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183018-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF SHED COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183031-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF BOX ELDER CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183038-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF VALENTINE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183040-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF VALENTINE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183041-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

JIM COULEE, NORTH FORK

Point of Diversion and Means of Diversion:

Period of Use:

Source Name:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183042-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF TELEGRAPH CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183043-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF BOX ELDER CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183044-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF UNNAMED TRIBUTARY OF NORTH FORK ROCK CREEK Source Name: Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183045-00 STATEMENT OF CLAIM Water Right Number:

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

Source Name:

UNNAMED TRIBUTARY OF UNNAMED TRIBUTARY OF SOUTH FORK SAND ARROYO CREEK

**Point of Diversion and Means of Diversion:** 

Period of Use:

Place of Use:

#### **Remarks:**

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT.

## **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."

40E 183046-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF TELEGRAPH CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183047-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FOURCHETTE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183048-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF MIDDLE EIGHTH COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183051-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FOURCHETTE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183052-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183053-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183054-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183055-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

GROUNDWATER Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

## **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."

40E 183056-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) **DENVER FEDERAL CENTER** PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF SIXTH COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183058-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF LOST CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183062-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183063-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF WAGON COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183064-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183065-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

GROUNDWATER Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183068-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FIFTH COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183071-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

GROUNDWATER Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183077-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF SIXTH COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183078-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF SIXTH COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183079-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183080-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF WAGON COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183081-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF LENA COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183082-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

VALENTINE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183083-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF DRY LAKE

Point of Diversion and Means of Diversion:

Period of Use:

Source Name:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183085-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF CART COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **IMPORTANT NOTICE**

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# **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 183086-00	STATEMENT OF CLAIM
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2 -- POST DECREE Version:

#### DISMISSED Status:

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FOURCHETTE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183096-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

WHITE HORSE COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183097-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

GROUNDWATER Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183098-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

HELL CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183100-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

**BILLY CREEK** Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183108-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

FISH AND WILDLIFE **Purpose (use):** Flow Rate: Volume: VALENTINE CREEK Source Name: Point of Diversion and Means of Diversion: Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183109-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

FISH AND WILDLIFE **Purpose (use):** Flow Rate: Volume: VALENTINE CREEK Source Name: Point of Diversion and Means of Diversion: Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183110-00 STATEMENT OF CLAIM Water Right Number:

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):	FISH AND V	WILDLIFE
Flow Rate:		
Volume:		
Source Name:	UNNAMED	TRIBUTARY OF VALENTINE CREEP
Point of Diversion a	nd Means of Diver	rsion:
Period of Use:		

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183121-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

NELSON CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183122-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183123-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > **Status:** DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF LONE TREE COULEE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

#### **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."

40E 183124-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF MCGUIRE CREEK Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT. 

### **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."

40E 183126-00 Water Right Number: STATEMENT OF CLAIM

> 2 -- POST DECREE Version:

> > Status: DISMISSED

**Owners:** 

USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

STOCK **Purpose (use):** 

Flow Rate:

Volume:

UNNAMED TRIBUTARY OF FORT PECK LAKE Source Name:

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI.B. OF THE CHARLES M. RUSSELL NATIONAL WILDLIFE REFUGE-MONTANA COMPACT.