

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 124548-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: **WITHDRAWN**

Owners: SEVILLE COLONY INC
PO BOX 1409
CUT BANK, MT 59427 1409

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: TWO MEDICINE RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 07/06/2004.

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: 41M 124571-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MERLIN R HALL
PO BOX 1597
BROWNING, MT 59417

BETTY B HALL
PO BOX 1597
BROWNING, MT 59417

Priority Date: MAY 10, 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:** WHITETAIL CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		W2SW	10	30N	9W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2SW	10	30N	9W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/19/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST. IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
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Water Right Number: 41M 124572-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MERLIN R HALL
PO BOX 1597
BROWNING, MT 59417

BETTY B HALL
PO BOX 1597
BROWNING, MT 59417

Priority Date: MAY 10, 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: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNE	9	30N	9W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNE	9	30N	9W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/19/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST. IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
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IMPORTANT NOTICE

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Water Right Number: 41M 124641-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOHN R CHANEY
PO BOX 8858
PORTLAND, OR 97207 8858

PATRICIA K CHANEY
PO BOX 8858
PORTLAND, OR 97207 8858

Priority Date: JUNE 4, 1923

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 20.00 GPM

Volume: 2.00 AC-FT

Households: 1

Maximum Acres: 2.00

***Source Name:** UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER
ALSO KNOWN AS POCKET CREEK

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSESW	9	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION HAS BEEN ESTIMATED.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		NWSESW	9	30N	12W	GLACIER
Total:	2.00						

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

Remarks:

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

POINT OF DIVERSION AND PLACE OF USE ARE LOCATED IN HOMESTEAD ENTRY SURVEY NO. 704.

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

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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Water Right Number: 41M 124642-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: C JEAN CLARK
29 HENDERSON
CUT BANK, MT 59427 9219

ROBERT C CLARK
29 HENDERSON
CUT BANK, MT 59427 9219

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.44 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 38.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	23	31N	10W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	38.00		NW	7	33N	6W	GLACIER

Total: 38.00

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-131 , DATED 09/17/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

Water Right Number: 41M 124643-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBIN RINK
PO BOX 227
EAST GLACIER PARK, MT 59434 0227

Priority Date: JULY 31, 1928

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:** RAILROAD CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SENE	35	31N 13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		NW	SENE	36	31N 13W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		SW	SENE	36	31N 13W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION HAS BEEN ESTIMATED.

THE POINT OF DIVERSION IS LOCATED IN HOMESTEAD ENTRY SURVEY NO. 790.

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	SENE	35	31N 13W	GLACIER
2			NW	SENE	36	31N 13W	GLACIER
3			SW	SENE	36	31N 13W	GLACIER

THE PLACE OF USE IS LOCATED IN HOMESTEAD ENTRY SURVEY NO. 790. THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

Remarks:

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

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/1/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ROGER WILLIAM RINK.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS 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: 41M 124761-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JENSEN, MARLYS M REVOCABLE TRUST
JENSEN, MARLYS M TRUSTEE
PO BOX 65
BIGFORK, MT 59911 0065

***Priority Date:** DECEMBER 31, 1924

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: BLACKTAIL CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		E2NW	24	30N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			E2NW	24	30N	8W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE CLAIMED PLACE OF USE COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

THE CLAIMED SOURCE MAY BE QUESTIONABLE. BASED ON AVAILABLE DATA, THE SOURCE MAY BE SURFACE WATER FROM UNNAMED TRIBUTARY OF BLACKTAIL CREEK.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 124762-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROSE TATSEY
-
DUPUYER, MT 59432

Priority Date: JUNE 1, 1957

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 425.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 25.00

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N	W	27	29N	8W	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIRCH CREEK MAIN CANAL

Period of Use: MAY 1 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		S	WSENE	24	30N	8W GLACIER
2	2.00		S	ESWNE	24	30N	8W GLACIER
3	3.00		N	ENWSE	24	30N	8W GLACIER
4	3.00		S	WNWSE	24	30N	8W GLACIER
5	5.00		N	ESWSE	24	30N	8W GLACIER
6	5.00		N	WSWSE	24	30N	8W GLACIER
7	5.00		S	ESWSE	24	30N	8W GLACIER
Total:	25.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189928-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/15/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY DONALD AND WENDY CONNELLY.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 124763-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROSE TATSEY
-
DUPUYER, MT 59432

Priority Date: AUGUST 14, 1907

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 41.67 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 37.00

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNENE	27	29N	8W	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIRCH CREEK MAIN CANAL

Period of Use: MAY 1 TO OCTOBER 15

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	37.00		NESW	11	29N	8W	PONDERA

Total: 37.00

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 1666.67 MINER'S INCHES DECREED IN CASE NO. 720 , PONDERA COUNTY. 42052-00, 121569-00, 121588-00, 124763-00, 175870-00, 175872-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189928-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 505.00 GPM PER ACRE.

AS OF 06/15/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY USA IN TRUST FOR THE BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417-0850.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 124764-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RUBY P HARRINGTON
PO BOX 1205
CUT BANK, MT 59427 1205

Priority Date: JULY 31, 1929

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 BIRCH CREEK

Source Type: SURFACE WATER
SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.
UNNAMED NATURAL LAKE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSEW	19	30N	6W	PONDERA

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: APRIL 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NW	SE	SW	19	30N 6W PONDERA

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/22/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 124765-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RUBY P HARRINGTON
PO BOX 1205
CUT BANK, MT 59427 1205

Priority Date: MAY 2, 1895

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2	SWSWSE	19	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2	2	SESESW	19	30N	6W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3	3	NESWSW	19	30N	6W	PONDERA
---	---	--------	----	-----	----	---------

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		2	SWSWSE	19	30N	6W	PONDERA
2		2	SESESW	19	30N	6W	PONDERA
3		3	NESWSW	19	30N	6W	PONDERA

Remarks:

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

124765-00 124766-00

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/25/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY KINGSBURY COLONY.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 124766-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: RUBY P HARRINGTON
PO BOX 1205
CUT BANK, MT 59427 1205

Priority Date: MAY 2, 1895

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.78 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 47.00

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SENE	23	30N	7W	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: HEADGATE

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	18.00		S2	SENW	19	30N	6W PONDERA
2	4.00		SE	SWNW	19	30N	6W PONDERA
3	25.00		NE	SW	19	30N	6W PONDERA
Total:	47.00						

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.

124765-00 124766-00

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/08/2005 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

IT APPEARS POINT OF DIVERSION NO. 1 MAY BE INCORRECT. THE EXISTENCE OF A DIVERSION FACILITY AND CONVEYANCE DITCH CANNOT BE CONFIRMED FROM AVAILABLE DATA.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129631-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

***Priority Date:** DECEMBER 31, 1908

Type of Historical Right: USE

Purpose(usage): STOCK

Flow Rate: 20.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER
ALSO KNOWN AS BARN WELL

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	SE 14	28N	9W	PONDERA

Period of Diversion: OCTOBER 1 TO MAY 31

Diversion Means: WELL

Period of Use: OCTOBER 1 TO MAY 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N	14	28N	9W	PONDERA

Remarks:

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

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

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

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

Water Right Number: 41M 129632-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

Priority Date: JULY 1, 1896

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

ALSO KNOWN AS EAST SHED WELL

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNENE	23	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNENE	23	28N	9W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129633-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

Priority Date: JULY 1, 1896

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 SHEEP CREEK, NORTH FORK

Source Type: SURFACE WATER
ALSO KNOWN AS EAST SPRING

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENE	23	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: UNDEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENENE	23	28N	9W	PONDERA

Remarks:

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

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

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

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129634-00 STATEMENT OF CLAIM

Version: 2 -- SPLIT

Status: ACTIVE

Owners: RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

Priority Date: JULY 1, 1896

***Type of Historical Right:** USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SHEEP CREEK, NORTH FORK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSW	13	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		W2E2	23	28N	9W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		N2N2NE	23	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4		E2NENW	23	28N	9W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

5		N2NWNW	24	28N	9W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSW	13	28N	9W	PONDERA
2			W2E2	23	28N	9W	PONDERA
3			N2N2NE	23	28N	9W	PONDERA
4			E2NENW	23	28N	9W	PONDERA
5			N2NWNW	24	28N	9W	PONDERA

Remarks:

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

SPLIT CLAIM NO. 30051892 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129635-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

Priority Date: MAY 6, 1904

Type of Historical Right: DECREED

Purpose(use): STOCK

Flow Rate: 3.50 CFS

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SHEEP CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	SWSWNE	33	28N	9W	PONDERA

Period of Diversion: APRIL 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

*Reservoir: OFFSTREAM Reservoir Name: TEDSON RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	SENESE	27	28N	9W	PONDERA

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 11.50 FEET
 Depth: 9.00 FEET
 Surface Area: 61.00 ACRES
 Capacity: 219.60 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: MAY 1 TO OCTOBER 30

*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			SESE	14	28N	9W	PONDERA
2			E2E2	23	28N	9W	PONDERA
3			W2W2	24	28N	9W	PONDERA
4			S2S2NW	26	28N	9W	PONDERA
5			NESE	27	28N	9W	PONDERA

Remarks:

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

129635-00 129643-00

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/10/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PHILIP AND PEGGY JOHNSON.

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

Water Right Number: 41M 129636-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

Priority Date: JUNE 13, 1900

Type of Historical Right: DECREED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SHEEP CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	SWNE	33	28N	9W PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESE	14	28N	9W	PONDERA
2			E2E2	23	28N	9W	PONDERA
3			W2W2	24	28N	9W	PONDERA
4			S2S2NW	26	28N	9W	PONDERA
5			NESE	27	28N	9W	PONDERA

Remarks:

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

129636-00 129644-00

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 WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 600 MINER'S INCHES DECREED IN CASE NO. 5228 , PONDERA COUNTY. 129636-00, 129644-00, 161499-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/18/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PHILIP AND PEGGY JOHNSON.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129637-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

Priority Date: MAY 1, 1914

***Type of Historical Right:** USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: FISH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SES	WNE	30	28N	9W PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: MILLER DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2SW	13	28N	9W	PONDERA
2			NWNW	22	28N	9W	PONDERA
3			SESE	22	28N	9W	PONDERA
4			W2E2	23	28N	9W	PONDERA
5			N2NENE	23	28N	9W	PONDERA
6			SESE	23	28N	9W	PONDERA
7			W2SWSW	23	28N	9W	PONDERA
8			NW	26	28N	9W	PONDERA
9			N2	27	28N	9W	PONDERA
10			N2SE	27	28N	9W	PONDERA

Remarks:

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

129637-00 129645-00

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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/18/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PHILIP AND PEGGY JOHNSON.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/18/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY 3 JAY LLC.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129638-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PHILIP E JOHNSON
PO BOX 137
FORT SHAW, MT 59443 0137

PEGGY J JOHNSON
PO BOX 137
FORT SHAW, MT 59443 0137

Priority Date: APRIL 1, 1954

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 5.00 CFS

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** FISH CREEK (FISH LAKE)

Source Type: SURFACE WATER
ALSO KNOWN AS FISH CREEK

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	30	28N	9W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: MILLER DITCH

Reservoir: OFFSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u> NESENW	<u>Sec</u> 27	<u>Twp</u> 28N	<u>Rge</u> 9W	<u>County</u> PONDERA
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	13.00 FEET				
Depth:	10.00 FEET				
Surface Area:	10.00 ACRES				
Capacity:	50.00 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2SWNE	27	28N	9W	PONDERA
2			E2SENW	27	28N	9W	PONDERA

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/05/2003: SOURCE, POINT OF DIVERSION, PLACE OF USE, VOLUME, PRIORITY DATE, TYPE OF RIGHT.

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129639-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PEGGY J JOHNSON
PO BOX 137
FORT SHAW, MT 59443 0137

PHILIP E JOHNSON
PO BOX 137
FORT SHAW, MT 59443 0137

***Priority Date:** DECEMBER 31, 1905

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:** SPRING, UNNAMED TRIBUTARY OF SHEEP CREEK, NORTH FORK

Source Type: GROUNDWATER
ALSO KNOWN AS MARKHAM SPRING

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	22	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PIPELINE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESWSE	22	28N	9W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129640-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

***Priority Date:** DECEMBER 31, 1905

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:** SPRING, UNNAMED TRIBUTARY OF SHEEP CREEK, NORTH FORK

Source Type: GROUNDWATER

ALSO KNOWN AS SOUTH OF HOUSE SPRING

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	SW	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PIPELINE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	14	28N	9W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129641-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PEGGY J JOHNSON
PO BOX 137
FORT SHAW, MT 59443 0137

PHILIP E JOHNSON
PO BOX 137
FORT SHAW, MT 59443 0137

***Priority Date:** MAY 1, 1914

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 SHEEP CREEK, NORTH FORK

Source Type: SURFACE WATER
ALSO KNOWN AS HANON OR FIREPLACE SPRING

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SENE	27	28N	9W PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: UNDEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	SENE	27	28N	9W PONDERA

Remarks:

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

129641-00 30009493

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

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

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129642-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: LORNA L LINDSETH
 PO BOX 183
 DUPUYER, MT 59432
 RAYMOND L LINDSETH
 PO BOX 183
 DUPUYER, MT 59432

***Priority Date:** DECEMBER 31, 1908

Type of Historical Right: USE

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate: 30.00 GPM

Volume: 5.00 AC-FT

Households: 2

Maximum Acres: 1.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS HOUSE WELL

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SW	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		SE	SW	28N	9W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
Total:	1.00							

Remarks:

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

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129643-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

Priority Date: MAY 6, 1904

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.50 CFS

Volume: 360.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 120.00

***Source Name:** SHEEP CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS SOUTH FORK SHEEP CREEK

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	SWSWNE	33	28N	9W	PONDERA

Period of Diversion: APRIL 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

WATER DIVERTED FROM SHEEP CREEK IS CONVEYED TO UNNAMED TRIBUTARY OF NORTH FORK SHEEP CREEK WHICH IS USED AS A NATURAL CARRIER TO CONVEY WATER TO THE PLACE OF USE.

Reservoir: OFFSTREAM Reservoir Name: TEDSON RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	SENESE	27	28N	9W	PONDERA

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 11.60 FEET
 Depth: 9.00 FEET
 Surface Area: 61.00 ACRES
 Capacity: 219.60 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: MAY 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	58.00		S2SW	13	28N	9W	PONDERA
2	12.00		SESE	14	28N	9W	PONDERA
3	7.00		N2NENE	23	28N	9W	PONDERA
4	2.00		NWNWNW	24	28N	9W	PONDERA
5	15.00		S2NENW	26	28N	9W	PONDERA
6	3.00		SENWNW	26	28N	9W	PONDERA
7	15.00		SENW	26	28N	9W	PONDERA
8	8.00		SWNW	26	28N	9W	PONDERA
Total:	120.00						

Remarks:

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

129643-00 129644-00 129645-00 129646-00

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

129635-00 129643-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/05/2003: PLACE OF USE, FLOW RATE.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/03/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PHILLIP AND PEGGY JOHNSON.

AERIAL PHOTOGRAPH NO(S). ZR-5T-68 , DATED 06/29/1957 , APPEARS TO INDICATE 81.55 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129644-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

Priority Date: JUNE 13, 1900

***Type of Historical Right:** DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 15.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 120.00

***Source Name:** SHEEP CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS SOUTH FORK SHEEP CREEK

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	SWNE	33	28N	9W PONDERA

Period of Diversion: JUNE 1 TO AUGUST 15

Diversion Means: HEADGATE

WATER DIVERTED FROM SHEEP CREEK IS CONVEYED TO UNNAMED TRIBUTARY OF NORTH FORK SHEEP CREEK WHICH IS USED AS A NATURAL CARRIER TO CONVEY WATER TO THE PLACE OF USE.

Period of Use: JUNE 1 TO AUGUST 15

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	58.00		S2SW	13	28N	9W	PONDERA
2	12.00		SESE	14	28N	9W	PONDERA
3	7.00		N2NENW	23	28N	9W	PONDERA
4	2.00		NWNWNW	24	28N	9W	PONDERA
5	15.00		S2NENW	26	28N	9W	PONDERA
6	3.00		SENWNW	26	28N	9W	PONDERA
7	15.00		SEW	26	28N	9W	PONDERA
8	8.00		SWNW	26	28N	9W	PONDERA
Total:	120.00						

Remarks:

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

129643-00 129644-00 129645-00 129646-00

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

129636-00 129644-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/05/2003: PLACE OF USE, PRIORITY DATE.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 600 MINER'S INCHES DECREED IN CASE NO. 5228 , PONDERA COUNTY. 129636-00, 129644-00, 161499-00.

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

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 56.00 GPM PER ACRE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/03/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PHILLIP AND PEGGY JOHNSON.

AERIAL PHOTOGRAPH NO(S). ZR-5T-68 , DATED 06/24/1957 , APPEARS TO INDICATE 81.55 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129645-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

Priority Date: MAY 1, 1914

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 10.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 300.00

***Source Name:** FISH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		SE	30	28N	9W	PONDERA

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: MILLER DITCH

WATER DIVERTED FROM FISH LAKE IS CONVEYED TO NORTH FORK SHEEP CREEK WHICH IS USED AS A NATURAL CARRIER TO CONVEY WATER TO THE PLACE OF USE.

WATER FROM FISH LAKE IS CONVEYED THROUGH DITCHES TO THE PLACE OF USE.

Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	58.00		S2SW	13	28N	9W	PONDERA
2	12.00		SESE	14	28N	9W	PONDERA
3	14.00		E2SE	22	28N	9W	PONDERA
4	7.00		N2NENE	23	28N	9W	PONDERA
5	12.00		W2SW	23	28N	9W	PONDERA
6	2.00		NWNWNW	24	28N	9W	PONDERA
7	35.00		N2NW	26	28N	9W	PONDERA
8	1.00		NWSWNW	26	28N	9W	PONDERA
9	40.00		N2NE	27	28N	9W	PONDERA
10	2.00		SWSENE	27	28N	9W	PONDERA
11	8.00		SWNE	27	28N	9W	PONDERA
12	19.00		S2NENW	27	28N	9W	PONDERA
13	60.00		S2NW	27	28N	9W	PONDERA
14	6.00		S2NESE	27	28N	9W	PONDERA
15	7.00		N2NESW	27	28N	9W	PONDERA
16	17.00		N2N2SE	28	28N	9W	PONDERA
Total:	300.00						

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.

129643-00 129644-00 129645-00 129646-00

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

129637-00 129645-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/05/2003: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, TYPE OF RIGHT.

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/04/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PHILIP & PEGGY JOHNSON.

USDA AERIAL PHOTOGRAPH NO(S). 282-79 , DATED 09/17/1982 , APPEARS TO INDICATE 125.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). ZR-5T-68 , DATED 06/29/1957 , APPEARS TO INDICATE 209.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129646-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

Priority Date: JULY 1, 1896

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 3.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 79.00

Source Name: SHEEP CREEK, NORTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		SES	SW	13	28N	9W	PONDERA

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

2		NWN	WNE	23	28N	9W	PONDERA
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Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

Period of Use: MAY 1 TO SEPTEMBER 30

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	58.00		S2SW	13	28N	9W	PONDERA
2	12.00		SESE	14	28N	9W	PONDERA
3	7.00		N2NENE	23	28N	9W	PONDERA
4	2.00		NWNWNW	24	28N	9W	PONDERA
Total:	79.00						

Remarks:

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

129643-00 129644-00 129645-00 129646-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/05/2003: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/11/2015: POINT OF DIVERSION, MAXIMUM ACRES, PLACE OF USE, FLOW RATE.

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 129647-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RAYMOND L LINDSETH
PO BOX 183
DUPUYER, MT 59432

LORNA L LINDSETH
PO BOX 183
DUPUYER, MT 59432

***Priority Date:** APRIL 18, 1915

***Type of Historical Right:** FILED

Purpose(use): STOCK

Flow Rate: 15.00 CFS

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SHEEP CREEK, NORTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWNE	29	28N	9W	PONDERA

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FISH CREEK PROJECT DITCH

Reservoir: OFFSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u> S2NWSE	<u>Sec</u> 14	<u>Twp</u> 28N	<u>Rge</u> 9W	<u>County</u> PONDERA
Diversion to Reservoir:	DIVERSION # 1				
Depth:	16.00 FEET				
Surface Area:	22.00 ACRES				
Capacity:	176.00 ACRE-FEET				

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

*Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSENE	14	28N	9W	PONDERA
2			SWSWNE	14	28N	9W	PONDERA
3			E2SEW	14	28N	9W	PONDERA
4			NENESW	14	28N	9W	PONDERA

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/05/2003: PURPOSE, POINT OF DIVERSION, PLACE OF USE.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131100-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHERYL S CURRY
130 CURRY RD
VALIER, MT 59486

GENE R CURRY
130 CURRY RD
VALIER, MT 59486

***Priority Date:** MARCH 26, 1898

NOTWITHSTANDING ITS PRIORITY DATE, THIS CLAIM MAY NOT BE USED TO PLACE A CALL ON ANY OTHER WATER RIGHT.

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 5.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 397.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BIRCH CREEK

Source Type: SURFACE WATER
ALSO KNOWN AS FAGERLIE SWAMP

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWN	WNW 36	30N	7W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: DRAIN DITCH

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	37.00		W2SW	30	30N	6W	PONDERA
2	239.00		S2	25	30N	7W	PONDERA
3	121.00		N2	36	30N	7W	PONDERA
Total:	397.00						

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.

131100-00 131101-00 131102-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/01/2005: SOURCE, MEANS OF DIVERSION, PLACE OF USE, MAX ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

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

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

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 265 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131101-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHERYL S CURRY
130 CURRY RD
VALIER, MT 59486

GENE R CURRY
130 CURRY RD
VALIER, MT 59486

***Priority Date:** OCTOBER 19, 1895

NOTWITHSTANDING ITS PRIORITY DATE, THIS CLAIM MAY NOT BE USED TO PLACE A CALL ON ANY OTHER WATER RIGHT.

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 12.12 CFS

THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 279.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BIRCH CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS FAGERLIE SWAMP

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWNW	36	30N	7W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: DRAIN DITCH

Period of Use: APRIL 15 TO OCTOBER 15

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	160.00		SE	30	30N	6W	PONDERA
2	119.00		SW	30	30N	6W	PONDERA
Total:	279.00						

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.

131100-00 131101-00 131102-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/01/2005: SOURCE, POINT OF DIVERSION, MEANS OF DIVERSION, MAX ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

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

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

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 171 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131102-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

***Owners:** GAYLORD INC
1919 GAYLORD RD
VALIER, MT 59486

Priority Date: OCTOBER 12, 1895

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 11.52 CFS

THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 304.00

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWSE	23	30N	7W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: MESSECAR DITCH

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	160.00		SE	30	30N	6W	PONDERA
2	144.00		W2	30	30N	6W	PONDERA
Total:	304.00						

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.

131100-00 131101-00 131102-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/01/2005: POINT OF DIVERSION, PLACE OF USE, MAX ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

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

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

USE OF THE MESSECAR DITCH TO CONVEY WATER TO PLACE OF USE MAY BE QUESTIONABLE. THE PONDERA WATER RESOURCE SURVEY (1964) INDICATES THE DITCH WAS NOT IN USE AT THE TIME THE SURVEY WAS CONDUCTED.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 240 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131103-00 STATEMENT OF CLAIM

Version: 3 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHERYL S CURRY
130 CURRY RD
VALIER, MT 59486

GENE R CURRY
130 CURRY RD
VALIER, MT 59486

PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486

***Priority Date:** MAY 19, 1897

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 18.75 CFS

THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 482.00

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNE	1	29N	8W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 15
Diversion Means: HEADGATE
Ditch Name: RYAN LAUFFER DITCH
Period of Use: APRIL 15 TO OCTOBER 15

***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	32.90		NENE	6	29N	6W	PONDERA
2	5.90		SENE	6	29N	6W	PONDERA
3	66.80		W2NE	6	29N	6W	PONDERA
4	4.80		E2NENW	6	29N	6W	PONDERA
5	54.50		S2NW	6	29N	6W	PONDERA
6	12.60		NWSE	6	29N	6W	PONDERA
7	2.40		W2SWSE	6	29N	6W	PONDERA
8	54.30		E2SW	6	29N	6W	PONDERA
9	17.00		W2SW	6	29N	6W	PONDERA
10	10.70		E2NESE	31	30N	6W	PONDERA
11	20.30		SESE	31	30N	6W	PONDERA
12	31.80		NE	32	30N	6W	PONDERA
13	27.90		SENE	32	30N	6W	PONDERA
14	10.50		SWNW	32	30N	6W	PONDERA
15	41.90		N2SE	32	30N	6W	PONDERA
16	4.60		S2SE	32	30N	6W	PONDERA
17	33.30		NESW	32	30N	6W	PONDERA
18	26.00		NWSW	32	30N	6W	PONDERA
19	3.00		SESW	32	30N	6W	PONDERA
20	20.80		SWSW	32	30N	6W	PONDERA
Total:	482.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/01/2005: POINT OF DIVERSION, PLACE OF USE, MAX ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

FILE REFLECTS AUTHORIZATION COMPLETED 10-22-82.

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

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

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 482 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 695 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131191-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MEDICINE RIDGE RANCH LLC
PO BOX 275
BIGFORK, MT 59911

Priority Date: JUNE 30, 1973

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 35.00 GPM

Volume: 1.00 AC-FT

Households: 1

Maximum Acres: 9.00

Source Name: SUMMIT CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESENW	21	30N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION HAS BEEN ESTIMATED.

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	9.00		NESENW	21	30N	13W	GLACIER

Total: 9.00

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/06/2004: MEANS OF DIVERSION, FLOW RATE AND PRIORITY DATE.

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

POINT OF DIVERSION AND PLACE OF USE ARE LOCATED IN HOMESTEAD ENTRY SURVEY NO.720.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131192-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: MEDICINE RIDGE RANCH LLC
 PO BOX 275
 BIGFORK, MT 59911

Priority Date: JUNE 30, 1973

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 35.00 GPM

Volume: 1.00 AC-FT

Households: 1

Maximum Acres: 10.00

Source Name: TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SE	28	30N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION HAS BEEN ESTIMATED.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		SE	SE	28	30N	13W	GLACIER
Total:	10.00							

Place of Use:

ID Acres Govt Lot Qtr Sec Sec Twp Rge County

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/06/2004: MEANS OF DIVERSION, FLOW RATE, AND PRIORITY DATE.

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

POINT OF DIVERSION AND PLACE OF USE ARE LOCATED IN HOMESTEAD ENTRY SURVEY NO.1116.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131233-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BARR R GUSTAFSON
PO BOX 568
BROWNING, MT 59417

COLLEEN K GUSTAFSON
PO BOX 568
BROWNING, MT 59417

***Priority Date:** DECEMBER 31, 1940

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER

Source Type: SURFACE WATER
ALSO KNOWN AS BUTTREY LAKE
UNNAMED NATURAL LAKE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	SESE	10	31N	9W GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSESE	10	31N	9W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131234-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BARR R GUSTAFSON
PO BOX 568
BROWNING, MT 59417

COLLEEN K GUSTAFSON
PO BOX 568
BROWNING, MT 59417

***Priority Date:** DECEMBER 31, 1940

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER

Source Type: SURFACE WATER

SOURCE IS COMPOSED OF TWO UNNAMED TRIBUTARIES WITHIN THE POINT OF DIVERSION LEGAL LAND DESCRIPTION.

ALSO KNOWN AS BUTTREY CREEK

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		E2SE	10	31N	9W	GLACIER	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		NWNWSE	11	31N	9W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
3		E2NESW	11	31N	9W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
4		N2SESW	11	31N	9W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		SWSW	11	31N	9W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			E2SE	10	31N	9W	GLACIER
2			NWNWSE	11	31N	9W	GLACIER
3			E2NESW	11	31N	9W	GLACIER
4			N2SESW	11	31N	9W	GLACIER
5			SWSW	11	31N	9W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/2015: POINTS ON DIVERSION, PLACE OF USE.

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131237-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: NOVEMBER 5, 1914

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: BLACKTAIL CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENENE	34	30N	8W	GLACIER

Period of Diversion: AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

Period of Use: AUGUST 15 TO MAY 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189932-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131237-00, 131251-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING, MT 59417.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131238-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

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: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	24	30N	10W	GLACIER

***Period of Diversion:** AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

***Reservoir:** OFFSTREAM **Reservoir Name:** FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
Dam Height: 53.00 FEET
Depth: 64.00 FEET
Surface Area: 781.00 ACRES
Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: AUGUST 15 TO MAY 15

***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			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 131238-00, 131244-00, 131245-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131238-00, 131254-00, 131255-00, 131260-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING, MT 59417.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE.
DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT
SUBMITTED WITH THIS CLAIM.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131239-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: OCTOBER 22, 1920

Type of Historical Right: FILED

Purpose(usage): 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: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	24	30N	10W	GLACIER

***Period of Diversion:** AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

***Reservoir:** OFFSTREAM **Reservoir Name:** FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
Dam Height: 53.00 FEET
Depth: 64.00 FEET
Surface Area: 781.00 ACRES
Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.
 THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: AUGUST 15 TO MAY 15

***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			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131239-00, 131258-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131240-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: OCTOBER 27, 1917

Type of Historical Right: FILED

Purpose(usage): 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: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	24	30N	10W	GLACIER

Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: AUGUST 15 TO MAY 15

*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			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131240-00, 131259-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131241-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: JUNE 12, 1910

Type of Historical Right: FILED

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: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	24	30N	10W	GLACIER

***Period of Diversion:** AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: AUGUST 15 TO MAY 15

*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			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131241-00, 131252-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131242-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: AUGUST 29, 1908

Type of Historical Right: FILED

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: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	24	30N	10W	GLACIER

***Period of Diversion:** AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: AUGUST 15 TO MAY 15

*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			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131253-00, 131242-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131243-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: BLACKTAIL CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENE	34		30N	8W	GLACIER

Period of Diversion: AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

Period of Use: AUGUST 15 TO MAY 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131253-00, 131250-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 50417.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131244-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(usage): 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: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	24	30N	10W	GLACIER

***Period of Diversion:** AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: AUGUST 15 TO MAY 15

*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			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 131238-00, 131244-00, 131245-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131244-00, 131254-00, 131255-00, 131260-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 50417.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131245-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: RONALD W SPEER
 1906 MAPLE RD
 VALIER, MT 59486 5334
 REBECCA L SPEER
 1906 MAPLE RD
 VALIER, MT 59486 5334

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

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: BADGER CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	24	30N	10W	GLACIER

***Period of Diversion:** AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: AUGUST 15 TO MAY 15

*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			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 131238-00, 131244-00, 131245-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131245-00, 131254-00, 131255-00, 131260-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 50417.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131246-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: RONALD W SPEER
 1906 MAPLE RD
 VALIER, MT 59486 5334
 REBECCA L SPEER
 1906 MAPLE RD
 VALIER, MT 59486 5334

Priority Date: NOVEMBER 1, 1914

Type of Historical Right: FILED

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: BADGER CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	24	30N	10W	GLACIER

***Period of Diversion:** AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: AUGUST 15 TO MAY 15

*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			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM AND WATER RIGHT NO. 131248-00 APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131246-00, 131256-00, 131261-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 50417.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131247-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: REBECCA L SPEER
 1906 MAPLE RD
 VALIER, MT 59486 5334
 RONALD W SPEER
 1906 MAPLE RD
 VALIER, MT 59486 5334

Priority Date: NOVEMBER 25, 1914

Type of Historical Right: FILED

Purpose(usage): 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: BADGER CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	24	30N	10W	GLACIER

***Period of Diversion:** AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
Dam Height: 53.00 FEET
Depth: 64.00 FEET
Surface Area: 781.00 ACRES
Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAT 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: AUGUST 15 TO MAY 15

*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			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131247-00, 131257-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131248-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: REBECCA L SPEER
 1906 MAPLE RD
 VALIER, MT 59486 5334
 RONALD W SPEER
 1906 MAPLE RD
 VALIER, MT 59486 5334

Priority Date: NOVEMBER 1, 1914

Type of Historical Right: FILED

Purpose(usage): 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: BADGER CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	24	30N	10W	GLACIER

***Period of Diversion:** AUGUST 15 TO MAY 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: AUGUST 15 TO MAY 15

*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			NENENE	20	30N	6W	PONDERA
2			S2NE	20	30N	6W	PONDERA
3			SESESE	20	30N	6W	PONDERA
4			NENENE	29	30N	6W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM AND WATER RIGHT NO. 131246-00 APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189927-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131248-00, 131256-00, 131261-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131250-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BLACKTAIL CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENE	34	30N	8W	GLACIER

Period of Diversion: MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

Period of Use: MAY 15 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

131250-00 131251-00 131252-00 131253-00 131254-00 131255-00 131256-00
131257-00 131258-00 131259-00 131260-00 131261-00

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189932-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.4 . CLAIMANTS MAP OUTLINES 320 ACRES

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131243-00, 131250-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY THE BLACKFEET TRIBE , PO BOX 850 , BROWNING, MT 59417 ,.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131251-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: NOVEMBER 5, 1914

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 185.40

Source Name: BLACKTAIL CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENE	34	30N	8W	GLACIER

Period of Diversion: MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

Period of Use: MAY 15 TO SEPTEMBER 30

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

131250-00 131251-00 131252-00 131253-00 131254-00 131255-00 131256-00
 131257-00 131258-00 131259-00 131260-00 131261-00

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189932-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 121583-00, 131251-00, 102119-00, 102124-00.

THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131237-00, 131251-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131252-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: JUNE 12, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

Volume: 278.10 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BADGER CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

***Period of Diversion:** MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES OF 50 ACRE FEET OR LARGER MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 15 TO SEPTEMBER 30

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	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

- 131250-00 131251-00 131252-00 131253-00 131254-00 131255-00 131256-00
- 131257-00 131258-00 131259-00 131260-00 131261-00

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131241-00, 131252-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131253-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: AUGUST 29, 1908

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

Volume: 278.10 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BADGER CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

***Period of Diversion:** MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
Dam Height: 53.00 FEET
Depth: 64.00 FEET
Surface Area: 781.00 ACRES
Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 15 TO SEPTEMBER 30

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	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

131250-00	131251-00	131252-00	131253-00	131254-00	131255-00	131256-00
131257-00	131258-00	131259-00	131260-00	131261-00		

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131253-00, 131242-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131254-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

Volume: 278.10 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BADGER CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

***Period of Diversion:** MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FORN HORNS LAKE

Govt Lot Qtr Sec Sec Twp Rge County
10 SWNWSE 19 30N 8W GLACIER

Diversion to Reservoir: DIVERSION # 1
Dam Height: 53.00 FEET
Depth: 64.00 FEET
Surface Area: 781.00 ACRES
Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 15 TO SEPTEMBER 30

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	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

131250-00 131251-00 131252-00 131253-00 131254-00 131255-00 131256-00
131257-00 131258-00 131259-00 131260-00 131261-00

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 131254-00, 131255-00, 131260-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131238-00, 131244-00, 131245-00, 131254-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131255-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

Volume: 278.10 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BADGER CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 15 TO SEPTEMBER 30

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	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

- 131250-00 131251-00 131252-00 131253-00 131254-00 131255-00 131256-00
- 131257-00 131258-00 131259-00 131260-00 131261-00

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 131254-00, 131255-00, 131260-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131238-00, 131244-00, 131245-00, 131255-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131256-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: NOVEMBER 1, 1914

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

Volume: 278.10 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1		S	WSENE	24	30N	10W	GLACIER

***Period of Diversion:** MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 15 TO SEPTEMBER 30

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	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

- 131250-00 131251-00 131252-00 131253-00 131254-00 131255-00 131256-00
- 131257-00 131258-00 131259-00 131260-00 131261-00

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM AND WATER RIGHT NO. 131261-00 APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131246-00, 131248-00, 131256-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131257-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: NOVEMBER 25, 1914

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

Volume: 278.10 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1		S	WSENE	24	30N	10W	GLACIER

***Period of Diversion:** MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 15 TO SEPTEMBER 30

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	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

131250-00	131251-00	131252-00	131253-00	131254-00	131255-00	131256-00
131257-00	131258-00	131259-00	131260-00	131261-00		

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131247-00, 131257-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131258-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: OCTOBER 27, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

Volume: 278.10 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1		S	WSENE	24	30N	10W	GLACIER

***Period of Diversion:** MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNWSE	19	30N	8W	GLACIER
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	53.00 FEET				
Depth:	64.00 FEET				
Surface Area:	781.00 ACRES				
Capacity:	20,000.00 ACRE-FEET				

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 15 TO SEPTEMBER 30

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	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

- 131250-00 131251-00 131252-00 131253-00 131254-00 131255-00 131256-00
- 131257-00 131258-00 131259-00 131260-00 131261-00

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131239-00, 131258-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 50417.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131259-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: OCTOBER 22, 1920

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

Volume: 278.10 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

***Period of Diversion:** MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
Dam Height: 53.00 FEET
Depth: 64.00 FEET
Surface Area: 781.00 ACRES
Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 15 TO SEPTEMBER 30

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	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

131250-00	131251-00	131252-00	131253-00	131254-00	131255-00	131256-00
131257-00	131258-00	131259-00	131260-00	131261-00		

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 102116-00, 131259-00.

THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131240-00, 131259-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 131260-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

Volume: 278.10 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

***Period of Diversion:** MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 15 TO SEPTEMBER 30

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	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

131250-00	131251-00	131252-00	131253-00	131254-00	131255-00	131256-00
131257-00	131258-00	131259-00	131260-00	131261-00		

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 131254-00, 131255-00, 131260-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131238-00, 131244-00, 131245-00, 131260-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

Water Right Number: 41M 131261-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD W SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

REBECCA L SPEER
1906 MAPLE RD
VALIER, MT 59486 5334

Priority Date: NOVEMBER 1, 1914

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.01 CFS

Volume: 278.10 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 185.40

Source Name: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

***Period of Diversion:** MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER-FISHER CANAL.

*Reservoir: OFFSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
Dam Height: 53.00 FEET
Depth: 64.00 FEET
Surface Area: 781.00 ACRES
Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 15 TO SEPTEMBER 30

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	38.50		NENE	20	30N	6W	PONDERA
2	66.50		S2NE	20	30N	6W	PONDERA
3	36.10		NESE	20	30N	6W	PONDERA
4	22.00		NWSE	20	30N	6W	PONDERA
5	22.30		SESE	20	30N	6W	PONDERA
Total:	185.40						

Remarks:

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

131250-00	131251-00	131252-00	131253-00	131254-00	131255-00	131256-00
131257-00	131258-00	131259-00	131260-00	131261-00		

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM AND WATER RIGHT NO. 131256-00 APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE TOTAL ACRES CLAIMED IS 185.40. CLAIMANTS MAP OUTLINES 320.00 ACRES.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 131246-00, 131248-00, 131261-00.

AS OF 04/01/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY BLACKFEET TRIBE , PO BOX 850 , BROWNING , MT 59417.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 117.99 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144185-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOAN P WELLMAN
14779 VALIER CUT BANK HWY
VALIER, MT 59486 5316

ROBERT E WELLMAN JR
14779 VALIER CUT BANK HWY
VALIER, MT 59486 5316

Priority Date: JANUARY 1, 1929

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** TWO MEDICINE RIVER

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESE	7	31N	5W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		W2SE	7	31N	5W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		SW	7	31N	5W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4		N2	18	31N	5W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESE	7	31N	5W	PONDERA
2			W2SE	7	31N	5W	PONDERA
3			SW	7	31N	5W	PONDERA
4			N2	18	31N	5W	PONDERA

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144189-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYNES, DONALD L & EVA R LIVING TRUST
433 8TH AVE S
CUT BANK, MT 59427 3526

Priority Date: JUNE 30, 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 TWO MEDICINE RIVER

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	7	SE	SE	SE	1 31N	6W	PONDERA

***Period of Diversion:** JANUARY 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>
7	SESESE	1	31N	6W	PONDERA
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	13.00 FEET				
Depth:	10.00 FEET				
Surface Area:	0.70 ACRES				
Capacity:	2.80 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	7	SESESE	1	31N	6W	PONDERA	

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144190-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYNES, DONALD L & EVA R LIVING TRUST
433 8TH AVE S
CUT BANK, MT 59427 3526

Priority Date: JANUARY 1, 1929

Type of Historical Right: FILED

Purpose(use): MULTIPLE DOMESTIC

Flow Rate: 5.00 GPM

Volume: 3.00 AC-FT

Households: 2

Maximum Acres: 1.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWNW	34	31N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		NENWNW	34	31N	6W	PONDERA
Total:	1.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144191-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYNES, DONALD L & EVA R LIVING TRUST
433 8TH AVE S
CUT BANK, MT 59427 3526

***Priority Date:** JUNE 1, 1929

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 2.61 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 68.90

***Source Name:** BADGER CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERTED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN THE LAKE IS TRANSPORTED THROUGH FOUR HORNS OUTLET CANAL TO BADGER FISHER MAIN CANAL AND THEN THROUGH THE M & 2M CANALS AND THE K & 19K CANALS TO THE PLACE OF USE.

Period of Use: APRIL 1 TO NOVEMBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	31.60		SWSW	27	31N	6W	PONDERA
2	16.80		NENW	34	31N	6W	PONDERA
3	9.10		N2NWNW	34	31N	6W	PONDERA
4	11.40		S2NWNW	34	31N	6W	PONDERA
Total:	68.90						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189934 00 . THIS CLAIM APPEARS TO BE REDUNDANT.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/29/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144207-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: **WITHDRAWN**

Owners: HIDDEN LAKE COLONY INC
100 WELSH RD
CUT BANK, MT 59427 9211

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: TWO MEDICINE RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 09/24/2004.

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

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144209-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

Owners: HIDDEN LAKE COLONY INC
100 WELSH RD
CUT BANK, MT 59427 9211

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: TWO MEDICINE RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 09/24/2004.

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

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144281-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

RALPH P LEAR
PO BOX 92
FAIRFIELD, MT 59436 0092

SHEILA C MACK
PO BOX 92
FAIRFIELD, MT 59436 0092

DEBORAH L BASTA
PO BOX 92
FAIRFIELD, MT 59436 0092

MARGARET M SOMDAHL
PO BOX 92
FAIRFIELD, MT 59436 0092

JAMES F LEAR
PO BOX 92
FAIRFIELD, MT 59436 0092

***Priority Date:** DECEMBER 31, 1885

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: SHEEP CREEK, NORTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2S2	7	28N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2S2	7	28N	8W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144283-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KARL G RAPPOLD
PO BOX 182
DUPUYER, MT 59432

JOHN R RAPPOLD
PO BOX 106
DUPUYER, MT 59432 0106

***Priority Date:** DECEMBER 31, 1885

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: SCOFFIN CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S2SW	31	28N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		S2S2SE	36	28N	9W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2SW	31	28N	8W	PONDERA
2			S2S2SE	36	28N	9W	PONDERA

Remarks:

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

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/04/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY THE CONSERVATION FUND.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144296-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

DIANA L FELTON
1524 CEDAR LN
VALIER, MT 59486

OPS INC
524 1ST ST S
SHELBY, MT 59474

MERVIN L FELTON
1524 CEDAR LN
VALIER, MT 59486

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

***Priority Date:** MAY 2, 1895

***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: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	11	NESE	24	30N	7W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2	12	NWSE	24	30N	7W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		11	NESE	24	30N	7W	PONDERA
2		12	NWSE	24	30N	7W	PONDERA

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144297-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

DIANA L FELTON
1524 CEDAR LN
VALIER, MT 59486

OPS INC
524 1ST ST S
SHELBY, MT 59474

MERVIN L FELTON
1524 CEDAR LN
VALIER, MT 59486

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

***Priority Date:** MAY 2, 1895

Type of Historical Right: FILED

***Purpose(use):** IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.50 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 190.00

***Source Name:** BIRCH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	12	NWSE	24	30N	7W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP

Period of Use: APRIL 15 TO OCTOBER 15

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	40.00		NENE	24	30N	7W	PONDERA
2	40.00		NWNE	24	30N	7W	PONDERA
3	40.00		SENE	24	30N	7W	PONDERA
4	40.00		SWNE	24	30N	7W	PONDERA
5	15.00	11	NESE	24	30N	7W	PONDERA
6	15.00	12	NWSE	24	30N	7W	PONDERA
Total:	190.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 133.57 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 138.66 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144298-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: 3 JAY LLC
 PO BOX 137
 FORT SHAW, MT 59443 0137

***Priority Date:** DECEMBER 31, 1920

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 Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNW	22	28N	9W	PONDERA

Period of Diversion: APRIL 1 TO NOVEMBER 15

Diversion Means: WELL

Period of Use: APRIL 1 TO NOVEMBER 15

***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			SWSWNW	22	28N	9W	PONDERA

Remarks:

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

144298-00 144300-00

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

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

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

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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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144299-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: 3 JAY LLC
PO BOX 137
FORT SHAW, MT 59443 0137

***Priority Date:** DECEMBER 31, 1900

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF SHEEP CREEK, NORTH FORK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENESE	21	28N	9W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u> NENESE	<u>Sec</u> 21	<u>Twp</u> 28N	<u>Rge</u> 9W	<u>County</u> PONDERA
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	13.00 FEET				
Depth:	10.00 FEET				
Surface Area:	1.70 ACRES				
Capacity:	6.80 ACRE-FEET				

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

Period of Use: MAY 1 TO SEPTEMBER 15

*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			E2NESE	21	28N	9W	PONDERA

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144300-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: 3 JAY LLC
 PO BOX 137
 FORT SHAW, MT 59443 0137

***Priority Date:** DECEMBER 31, 1920

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 10.00 GPM

Volume: 1.00 AC-FT

Households: 1

Maximum Acres: 0.50

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNW	22	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.50		SWSWNW	22	28N	9W	PONDERA
Total:	0.50						

Remarks:

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

144298-00 144300-00

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

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144301-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: ANN C SHORS
PO BOX 627
ESSEX, MT 59916 0627

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: TWO MEDICINE RIVER

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 11/23/2004.

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

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 144302-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: **WITHDRAWN**

Owners: ANN C SHORS
PO BOX 627
ESSEX, MT 59916 0627

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: TWO MEDICINE RIVER

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 11/23/2004.

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

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 144500-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLENN E THOMPSON
PO BOX 1514
CUT BANK, MT 59427

RENEE M THOMPSON
PO BOX 1514
CUT BANK, MT 59427

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.21 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 32.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SW	NE	23	31N	10W GLACIER

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: DIVERSION DAM

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	32.00		SE	SW	9	33N	6W GLACIER	

Total: 32.00

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

USDA AERIAL PHOTOGRAPH NO(S). 282-131 , DATED 09/17/1982 , APPEARS TO INDICATE 24.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 152545-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

***Owners:** JOSEPH L SALOIS
DECEASED
PO BOX 131
DUPUYER, MT 59432

ALOYSIOUS F SALOIS
PO BOX 742
BROWNING, MT 59417

***Priority Date:** DECEMBER 31, 1927

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SESW	35	29N	9W PONDERA

Period of Diversion: SEPTEMBER 1 TO MAY 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: SEPTEMBER 1 TO MAY 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NE	SE	SW	35	29N 9W PONDERA

Remarks:

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

152545-00 152546-00

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.

AS OF 10/27/2014 , THIS WATER RIGHT APPEARS TO BE OWNED BY LAWRENCE SALOIS , PO BOX 394 , BROWNING , MT 59417-0394.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 152546-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

***Owners:** JOSEPH L SALOIS
DECEASED
PO BOX 131
DUPUYER, MT 59432

ALOYSIOUS F SALOIS
PO BOX 742
BROWNING, MT 59417

***Priority Date:** DECEMBER 31, 1927

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 1.00 GPM

Volume: 0.50 AC-FT

Households: 1

***Source Name:** SPRING, UNNAMED TRIBUTARY OF BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESESW	35	29N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: UNDEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESESW	35	29N	9W	PONDERA

Remarks:

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

152545-00 152546-00

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 FLOW RATE APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

AS OF 10/27/2014 , THIS WATER RIGHT APPEARS TO BE OWNED BY LAWRENCE SALOIS , PO BOX 394 , BROWNING , MT 59417-0394.

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

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 152615-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HIDDEN LAKE COLONY INC
100 WELSH RD
CUT BANK, MT 59427 9211

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 5.57 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 360.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: JUNE 1 TO AUGUST 31

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: JUNE 1 TO AUGUST 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		S2NW	25	33N	8W	GLACIER
2	20.00		W2SE	25	33N	8W	GLACIER
3	160.00		SW	25	33N	8W	GLACIER
4	40.00		SE	26	33N	8W	GLACIER
5	40.00		NE	36	33N	8W	GLACIER
6	70.00		NW	36	33N	8W	GLACIER
7	10.00		S2	36	33N	8W	GLACIER
Total:	360.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189935 00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 152615-00, 152616-00, 153731-00, 157838-00, 189938-00, 198940-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/08/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY LIANE JOHNSON.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/08/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 189.11 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 182-255 , DATED 09/06/1982 , APPEARS TO INDICATE 260.22 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 152616-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HIDDEN LAKE COLONY INC
100 WELSH RD
CUT BANK, MT 59427 9211

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.67 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 200.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: JUNE 1 TO AUGUST 31

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: JUNE 1 TO AUGUST 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		NW	29	33N	7W	GLACIER
2	60.00		NE	30	33N	7W	GLACIER
3	60.00		NW	30	33N	7W	GLACIER
4	60.00		NE	25	33N	8W	GLACIER
Total:	200.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189935 00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 152615-00, 152616-00, 153731-00, 157838-00, 189938-00, 189940-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/08/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JUDY A. TAKASHIMA, TRUSTEE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/08/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JOHNSON LIANE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/08/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 152617-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HIDDEN LAKE COLONY INC
100 WELSH RD
CUT BANK, MT 59427 9211

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 3.12 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 220.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: JUNE 1 TO AUGUST 31

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: JUNE 1 TO AUGUST 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	50.00		S2NE	29	33N	7W	GLACIER
2	10.00		SEENW	29	33N	7W	GLACIER
3	120.00		SE	29	33N	7W	GLACIER
4	40.00		SW	29	33N	7W	GLACIER
Total:	220.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189935 00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE.

THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 182-255 , DATED 09/06/1982 , APPEARS TO INDICATE 141.81 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

THE CLAIMED SOURCE MAY BE QUESTIONABLE. BASED ON AVAILABLE DATA, THE SOURCE MAY BE SURFACE WATER FROM FLAT COULEE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 152668-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CARL L JOHNSON
3299 LEIGHTON RD
POLSON, MT 59860

JOAN L JOHNSON
3299 LEIGHTON RD
POLSON, MT 59860

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 212.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: DIVERSION DAM

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO OCTOBER 15

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	70.00		W2SE	14	33N	7W	GLACIER
2	40.00		SESW	14	33N	7W	GLACIER
3	40.00		NWNE	22	33N	7W	GLACIER
4	40.00		SESW	22	33N	7W	GLACIER
5	22.00		NENW	23	33N	7W	GLACIER
Total:	212.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/15/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ROBERTA JAYE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/15/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY THE BLACKFEET TRIBE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/15/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY GUY AND HEATHER MEIWALD.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 124.90 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 282-133 , DATED 09/17/1982 , APPEARS TO INDICATE 134.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 153731-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARILYN J PERRY
PO BOX 156
CUT BANK, MT 59427

RODNEY W PERRY
PO BOX 156
CUT BANK, MT 59427

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 1.52 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: MAY 15 TO SEPTEMBER 1

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 15 TO SEPTEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NWNW	29	33N	6W	GLACIER

Total: 40.00

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 152615-00, 152616-00, 153731-00, 157838-00, 189938-00, 189940-00.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153732-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

Priority Date: JULY 7, 1900

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 2.16 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 57.00

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NEN	SW	27	29N	8W	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: B CANAL

Period of Use: MAY 1 TO OCTOBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		NESWNE	12	29N	8W	PONDERA
2	10.00		SWNENW	12	29N	8W	PONDERA
3	5.00		SENWNW	12	29N	8W	PONDERA
4	20.00		SENW	12	29N	8W	PONDERA
5	20.00		E2SWNW	12	29N	8W	PONDERA
Total:	57.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

USE OF THE B CANAL TO CONVEY WATER TO THE PLACE OF USE MAY BE QUESTIONABLE.
FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE.
THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 153732-00, 120074-00, 185684-00, 199803-00.
THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
USDA AERIAL PHOTOGRAPH NO(S). 282-229 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153733-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KATHLEEN R BIGSPRING
BOX 128
EAST GLACIER PARK, MT 59434

WHISKEY RIVER PLACE LLC
PO BOX 252
KALISPELL, MT 59903 0252

Priority Date: JULY 16, 1921

Type of Historical Right: FILED

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: RAILROAD CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENE	30	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		SEWNNE	30	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3	1	NWNE	36	31N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENE	30	31N	12W	GLACIER
2			SEWNW	30	31N	12W	GLACIER
3		1	NWNE	36	31N	13W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/23/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY WILLIAM F. BIG SPRING III.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/15/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY DOUG ECKERSON INC.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153734-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KATHLEEN R BIGSPRING
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 31, 1932

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF MIDVALE CREEK

Source Type: SURFACE WATER
UNNAMED NATURAL LAKE

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		NWSESE	30	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		NESWSE	30	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSESE	30	31N	12W	GLACIER
2			NESWSE	30	31N	12W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

AS OF 01/23/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY WILLIAM F BIG SPRING III , HC 72 BOX 5600 , BROWNING , MT 59417-9703.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

Water Right Number: 41M 153735-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KATHLEEN R BIGSPRING
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 31, 1932

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF MIDVALE CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SENE 30	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		S2	SENE 30	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		W2	NESE 30	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NE	SENE	30	31N 12W	GLACIER
2			S2	SENE	30	31N 12W	GLACIER
3			W2	NESE	30	31N 12W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

AS OF 01/23/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY WILLIAM F BIG SPRING III , HC 72 BOX 5600 , BROWNING , MT 59417-9703.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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Water Right Number: 41M 153736-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KATHLEEN R BIGSPRING
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 31, 1932

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF RAILROAD CREEK

Source Type: SURFACE WATER
UNNAMED NATURAL LAKE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSE	30	31N	12W	GLACIER

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: APRIL 1 TO NOVEMBER 30

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			SWSWSE	30	31N	12W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

AS OF 01/23/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY WILLIAM F BIG SPRING III , HC 72 BOX 5600 , BROWNING , MT 59417-9703.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153737-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KATHLEEN R BIGSPRING
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 31, 1932

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF RAILROAD CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		W2SWSE	30	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2SWSE	30	31N	12W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

AS OF 01/23/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY WILLIAM F BIG SPRING III , HC 72 BOX 5600 , BROWNING , MT 59417-9703.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153744-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CARMA H ADAMSON
10704 VALIER HWY
VALIER, MT 59486

***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 FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 70.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 35.00

Source Name: BLACKTAIL CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWSE	19	30N	8W	GLACIER

***Period of Diversion:** JUNE 15 TO SEPTEMBER 1

Diversion Means: DAM

Ditch Name: BADGER-FISHER CANAL

*Reservoir: ONSTREAM Reservoir Name: FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	NWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 53.00 FEET
 Depth: 64.00 FEET
 Surface Area: 781.00 ACRES
 Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD

Period of Use: JUNE 15 TO SEPTEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	35.00		SWNE	3	30N	6W	PONDERA
Total:	35.00						

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189932-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/23/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

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.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153745-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ILA D AGEE
PO BOX 197
DUPUYER, MT 59432

WAYNE AGEE
PO BOX 197
DUPUYER, MT 59432

Priority Date: MAY 10, 1961

Type of Historical Right: USE

Purpose(usage): 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 DUPUYER CREEK

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENWNW	34	28N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

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			SENWNW	34	28N	8W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153746-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ILA D AGEE
PO BOX 197
DUPUYER, MT 59432

WAYNE AGEE
PO BOX 197
DUPUYER, MT 59432

Priority Date: JUNE 20, 1960

Type of Historical Right: USE

Purpose(usage): 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 DUPUYER CREEK

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNW	34	28N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

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			SWSWNW	34	28N	8W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153747-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ILA D AGEE
PO BOX 197
DUPUYER, MT 59432

WAYNE AGEE
PO BOX 197
DUPUYER, MT 59432

Priority Date: MAY 20, 1941

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 3.71 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 98.00

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SE	SE	28N	8W	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: MAY 1 TO OCTOBER 15

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	46.00		SW	27	28N	8W	PONDERA
2	14.00		S2SESE	28	28N	8W	PONDERA
3	32.00		NENE	33	28N	8W	PONDERA
4	6.00		NWNWNW	34	28N	8W	PONDERA
Total:	98.00						

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.

153747-00 153748-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/07/2003: PLACE OF USE, MAXIMUM ACRES.

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

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153748-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WAYNE AGEE
PO BOX 197
DUPUYER, MT 59432

ILA D AGEE
PO BOX 197
DUPUYER, MT 59432

Priority Date: JULY 15, 1887

***Type of Historical Right:** FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 289.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 17.00

***Source Name:** DUPUYER CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWNE	33		28N	8W	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: MAY 1 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	11.00		S2SESE	28	28N	8W	PONDERA
2	6.00		NENE	33	28N	8W	PONDERA
Total:	17.00						

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.

153747-00 153748-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/07/2003: PLACE OF USE, MAXIMUM ACRES.

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

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

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

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153749-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CONSERVATION FUND
1655 N FORT MYER DR SUITE 1300
ARLINGTON, VA 22209 3199

Priority Date: JUNE 21, 1960

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 4.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SPRING, UNNAMED TRIBUTARY OF DUPUYER CREEK

Source Type: GROUNDWATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWSE	33	28N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

***Reservoir:** ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENWSE	33	28N	8W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENWSE	33	28N	8W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153750-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CONSERVATION FUND
1655 N FORT MYER DR SUITE 1300
ARLINGTON, VA 22209 3199

Priority Date: JUNE 21, 1960

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 4.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SPRING, UNNAMED TRIBUTARY OF DUPUYER CREEK

Source Type: GROUNDWATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENWSE	33	28N	8W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SE	33	28N	8W	PONDERA
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	4.00 FEET				
Depth:	3.00 FEET				
Surface Area:	0.06 ACRES				
Capacity:	0.07 ACRE-FEET				

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			SE	33	28N	8W	PONDERA

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153751-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CONSERVATION FUND
1655 N FORT MYER DR SUITE 1300
ARLINGTON, VA 22209 3199

Priority Date: JULY 25, 1896

***Type of Historical Right:** FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 3.00 CFS

THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 79.00

Source Name: SCOFFIN CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	SE	36	28N	9W	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: MAY 1 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	14.00		NWNW	5	27N	8W	TETON
2	3.00		NENE	6	27N	8W	TETON
3	30.00		SESE	31	28N	8W	PONDERA
4	32.00		S2SW	32	28N	8W	PONDERA
Total:	79.00						

Remarks:

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. AS OF 07/08/2003, THIS WATER RIGHT APPEARS TO BE OWNED BY DUARD DELLWO AS CUSTODIAN FOR SHANE C. AND CHASE L. DELLWO, PO BOX 706, BYNUM, MT 59419-0706

THE TETON COUNTY WATER RESOURCES SURVEY (1962) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 178-68 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153752-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CONSERVATION FUND
1655 N FORT MYER DR SUITE 1300
ARLINGTON, VA 22209 3199

Priority Date: JUNE 20, 1905

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.56 CFS

THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 41.00

Source Name: LENSTRA CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SEN	WSW 6	27N	8W	TETON

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: MAY 1 TO OCTOBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		NENE	6	27N	8W	TETON
2	15.00		S2NE	6	27N	8W	TETON
3	6.00		SENW	6	27N	8W	TETON
Total:	41.00						

Remarks:

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. AS OF 07/08/2003 , THIS WATER RIGHT APPEARS TO BE OWNED BY DUARD S. DELLWO , PO BOX 706 , BYNUM , MT 59419-0706.

THE TETON COUNTY WATER RESOURCES SURVEY (1962) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 178-68 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 153753-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417**

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 4.00 CFS

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

Climatic Area: 5 - LOW

Maximum Acres: 150.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: JUNE 1 TO AUGUST 31

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: JUNE 1 TO AUGUST 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	150.00		NE	5	33N	7W	GLACIER
Total:	150.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 101.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 282-135 , DATED 09/17/1982 , APPEARS TO INDICATE 101.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF THE AVAILABLE DATA APPEARS TO INDICATE 125.00 ACRES IRRIGATED.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 153754-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: BLACKFEET TRIBE
 PO BOX 850
 BROWNING, MT 59417

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION
Irrigation Type: SPRINKLER

Flow Rate: 4.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 150.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: JUNE 1 TO AUGUST 31

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: JUNE 1 TO AUGUST 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	75.00		W2NE	4	33N	7W	GLACIER
2	75.00		E2NW	4	33N	7W	GLACIER
Total:	150.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

USDA AERIAL PHOTOGRAPH NO(S). 282-133 , DATED 09/17/1982 , APPEARS TO INDICATE 88.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). MS-4GG-100 , DATED 06/28/1966 , APPEARS TO INDICATE 63.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 153755-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 4.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 350.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: JUNE 1 TO AUGUST 31

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: JUNE 1 TO AUGUST 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	160.00		SW	29	34N	7W	GLACIER
2	80.00		E2SE	30	34N	7W	GLACIER
3	40.00		NENE	31	34N	7W	GLACIER
4	70.00		N2NW	32	34N	7W	GLACIER
Total:	350.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 190.88 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 182-200 , DATED 09/06/1982 , APPEARS TO INDICATE 224.88 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 153756-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 4.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 147.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: JUNE 1 TO AUGUST 31

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: JUNE 1 TO AUGUST 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	147.00		NW	29	34N	7W	GLACIER
Total:	147.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 107.47 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 182-200 , DATED 09/06/1982 , APPEARS TO INDICATE 107.47 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153789-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BILLIETTE S BROOKS
PO BOX 1107
DILLON, MT 59725 1107

CLAIRE P SMITH
PO BOX 398
CUT BANK, MT 59427

RALEIGH R SMITH
PO BOX 398
CUT BANK, MT 59427

PAMELA D SMITH
PO BOX 398
CUT BANK, MT 59427

***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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF BIG NOSE COULEE

Source Type: SURFACE WATER

ALSO KNOWN AS MAGEE LAKE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S2SW	7	31N	10W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO OCTOBER 31

Place of Use:

<u>ID</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			S2SW	7	31N	10W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/27/2014 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153790-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

RALEIGH R SMITH
PO BOX 398
CUT BANK, MT 59427

PAMELA D SMITH
PO BOX 398
CUT BANK, MT 59427

CLAIRE P SMITH
PO BOX 398
CUT BANK, MT 59427

BILLIETTE S BROOKS
PO BOX 1107
DILLON, MT 59725 1107

***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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 KITSON COULEE

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNESW	6	31N	10W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO OCTOBER 31

***Place of Use:**

<u>ID</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			SWNESW	6	31N	10W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/27/2014 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 153792-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

PAMELA D SMITH
PO BOX 398
CUT BANK, MT 59427

BILLIETTE S BROOKS
PO BOX 1107
DILLON, MT 59725 1107

RALEIGH R SMITH
PO BOX 398
CUT BANK, MT 59427

CLAIRE P SMITH
PO BOX 398
CUT BANK, MT 59427

***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 STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL 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

UNNAMED NATURAL LAKE

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2SWNE	5	31N	10W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO OCTOBER 31

***Place of Use:**

<u>ID</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			N2SWNE	5	31N	10W	GLACIER

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/27/2014 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 153796-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

PAMELA D SMITH
PO BOX 398
CUT BANK, MT 59427

BILLIETTE S BROOKS
PO BOX 1107
DILLON, MT 59725 1107

RALEIGH R SMITH
PO BOX 398
CUT BANK, MT 59427

CLAIRE P SMITH
PO BOX 398
CUT BANK, MT 59427

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

***Flow Rate: 1.52 CFS**

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00
Source Name: TWO MEDICINE RIVER
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: MAY 1 TO JULY 31
Diversion Means: HEADGATE
Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO JULY 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NWSW	2	33N	8W	GLACIER

Total: 40.00

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE.

THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/11/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-135 , DATED 09/17/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 153797-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

CLAIRE P SMITH
PO BOX 398
CUT BANK, MT 59427

PAMELA D SMITH
PO BOX 398
CUT BANK, MT 59427

RALEIGH R SMITH
PO BOX 398
CUT BANK, MT 59427

BILLIETTE S BROOKS
PO BOX 1107
DILLON, MT 59725 1107

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 4.00 CFS

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 240.00

Source Name: TWO MEDICINE RIVER
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SW	23	31N	10W	GLACIER

Period of Diversion: MAY 1 TO JULY 31

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO JULY 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	35.00		S	W	2	33N	8W	GLACIER
2	35.00		S	E	3	33N	8W	GLACIER
3	75.00		E	2	10	33N	8W	GLACIER
4	95.00			N	11	33N	8W	GLACIER

Total: 240.00

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/11/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-135 , DATED 09/17/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 153798-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BILLIETTE S BROOKS
PO BOX 1107
DILLON, MT 59725 1107

RALEIGH R SMITH
PO BOX 398
CUT BANK, MT 59427

CLAIRE P SMITH
PO BOX 398
CUT BANK, MT 59427

PAMELA D SMITH
PO BOX 398
CUT BANK, MT 59427

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate: 1.52 CFS**

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00
Source Name: TWO MEDICINE RIVER
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: MAY 1 TO JULY 31

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO JULY 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SENE	2	33N	8W	GLACIER

Total: 40.00

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE.

THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/17/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-135 , DATED 09/17/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154509-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DONALD D REISHUS
PO BOX 136
DUPUYER, MT 59432

ROBERT E REISHUS
PO BOX 136
DUPUYER, MT 59432

Priority Date: JUNE 1, 1945

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:** GEORGE DAVIS COULEE

Source Type: SURFACE WATER

***Source Name:** UNNAMED TRIBUTARY OF GEORGE DAVIS COULEE

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2	NWNWNE	5	28N	8W	PONDERA

***Source Name:** GEORGE DAVIS COULEE

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2	3	SENENW	5	28N	8W	PONDERA
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***Source Name:** GEORGE DAVIS COULEE

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3	6	NWSENW	5	28N	8W	PONDERA
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***Source Name:** UNNAMED TRIBUTARY OF GEORGE DAVIS COULEE

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4	5	SWNW	5	28N	8W	PONDERA
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***Source Name:** GEORGE DAVIS COULEE

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 15 TO OCTOBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		2	NWNWNE	5	28N	8W	PONDERA
2		3	SENENW	5	28N	8W	PONDERA
3		6	NWSENW	5	28N	8W	PONDERA
4		5	SWNW	5	28N	8W	PONDERA

Remarks:

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

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/12/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY GERALD M. LEAR.

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

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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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154510-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KENNETH E VANDEN BOS
243 SEVEN BLOCK
VALIER, MT 59486

KEITH VANDEN BOS
243 SEVEN BLOCK
VALIER, MT 59486

LEIHA R VANDEN BOS
243 SEVEN BLOCK
VALIER, MT 59486

ELAINE M VANDEN BOS
243 SEVEN BLOCK
VALIER, MT 59486

Priority Date: JUNE 1, 1945

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:** BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	SE	28	29N	8W	PONDERA

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2	1	SE	29	29N	8W	PONDERA
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Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 15 TO OCTOBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		1	SE	28	29N	8W	PONDERA
2		1	SE	29	29N	8W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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

Water Right Number: 41M 154512-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT C CLARK
29 HENDERSON
CUT BANK, MT 59427 9219

C JEAN CLARK
29 HENDERSON
CUT BANK, MT 59427 9219

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 6.12 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 382.00

***Source Name:** TWO MEDICINE RIVER

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO OCTOBER 15

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	79.00		S2SW	5	33N	6W	GLACIER
2	38.00		NESW	7	33N	6W	GLACIER
3	39.00		SENE	12	33N	7W	GLACIER
4	73.00		SE	12	33N	7W	GLACIER
5	38.00		SESW	12	33N	7W	GLACIER
6	77.00		S2SE	13	33N	7W	GLACIER
7	38.00		NWNE	24	33N	7W	GLACIER
Total:	382.00						

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

154512-00 189935-00

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE.

THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-131, 282-133 , DATED 09/17/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154534-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: CAMPBELL BROTHERS
% SCOTT SWANSON
PO BOX 75
PENDROY, MT 59467 0075

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: DUPUYER CREEK, SOUTH FORK

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 410 TEMPORARY PRELIMINARY DECREE.

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

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154539-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: DISMISSED

**Owners: CAMPBELL BROTHERS
% SCOTT SWANSON
PO BOX 75
PENDROY, MT 59467 0075**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: DUPUYER CREEK, SOUTH FORK

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 410 TEMPORARY PRELIMINARY DECREE.

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

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154550-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOHN T HOAG
4305 VIA PRESADA
SANTA BARBARA, CA 93110

Priority Date: JANUARY 1, 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 TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNENW	16	31N	12W	GLACIER

***Period of Diversion:** JANUARY 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>
	W2NENW	16	31N	12W	GLACIER
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	13.00 FEET				
Depth:	10.00 FEET				
Surface Area:	3.00 ACRES				
Capacity:	12.00 ACRE-FEET				

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

Period of Use: APRIL 1 TO JANUARY 1

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2NENW	16	31N	12W	GLACIER
2			E2NWNW	16	31N	12W	GLACIER

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154603-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYNE FAMILY SURVIVORS TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

HAYNE FAMILY EXEMPTION TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

***Priority Date:** JUNE 30, 1880

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	SE	9	28N	7W PONDERA

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: ENGLISH DITCH

Period of Use: APRIL 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			E2E	2NE	9	28N	7W	PONDERA
2				N2	10	28N	7W	PONDERA

Remarks:

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

154603-00 154607-00

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

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154604-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYNE FAMILY EXEMPTION TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

HAYNE FAMILY SURVIVORS TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

Priority Date: APRIL 1, 1904

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF SHEEP CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESE	7	28N	7W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		S2S2NW	8	28N	7W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		NWSW	8	28N	7W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESE	7	28N	7W	PONDERA
2			S2S2NW	8	28N	7W	PONDERA
3			NWSW	8	28N	7W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154605-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYNE FAMILY SURVIVORS TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

HAYNE FAMILY EXEMPTION TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

***Priority Date:** JUNE 30, 1953

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 DUPUYER CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWN	WSW	10	28N	7W PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: UNDEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWN	SW	10	28N	7W PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154606-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYNE FAMILY EXEMPTION TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

HAYNE FAMILY SURVIVORS TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

Priority Date: JUNE 5, 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:** DUPUYER CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENWSW	10	28N	7W	PONDERA

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

Period of Use: APRIL 1 TO NOVEMBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2N2SW	10	28N	7W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154607-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYNE FAMILY EXEMPTION TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

HAYNE FAMILY SURVIVORS TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

***Priority Date:** JUNE 30, 1880

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 6.52 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE
AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 172.00

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSESE	9	28N	7W	PONDERA

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: ENGLISH DITCH

Period of Use: APRIL 1 TO NOVEMBER 30

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	10.00		SENE	9	28N	7W	PONDERA
2	14.00		SENE	9	28N	7W	PONDERA
3	18.00		NESE	9	28N	7W	PONDERA
4	20.00		SWNE	10	28N	7W	PONDERA
5	23.00		NENW	10	28N	7W	PONDERA
6	20.00		NWNW	10	28N	7W	PONDERA
7	25.00		SENE	10	28N	7W	PONDERA
8	40.00		SWNW	10	28N	7W	PONDERA
9	2.00		NWNWSW	10	28N	7W	PONDERA

Total: 172.00

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.

154603-00 154607-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/12/2004: MAXIMUM ACRES, PLACE OF USE.

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

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

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 116.41 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154608-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYNE FAMILY SURVIVORS TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

HAYNE FAMILY EXEMPTION TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

***Priority Date:** AUGUST 8, 1896

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 5.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 160.00

***Source Name:** SHEEP CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWNE	7	28N	7W	PONDERA

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Period of Use: APRIL 1 TO NOVEMBER 30

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	25.00		NENE	7	28N	7W	PONDERA
2	55.00		N2NE	8	28N	7W	PONDERA
3	80.00		N2NW	8	28N	7W	PONDERA
Total:	160.00						

Remarks:

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

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

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
 FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
 THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.
 THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
 USDA AERIAL PHOTOGRAPH NO(S). 278-159 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154609-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYNE FAMILY EXEMPTION TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

HAYNE FAMILY SURVIVORS TRUST
HAYNE, JACK M & JOHN D CO-TRUSTEES
PO BOX 209
DUPUYER, MT 59432 0209

Priority Date: MAY 31, 1901

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.52 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00

***Source Name:** SHEEP CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWNE	8	28N	7W	PONDERA

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: DIKE

Period of Use: APRIL 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWNE	9	28N	7W	PONDERA
Total:	40.00						

Remarks:

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

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

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-159 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154610-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: HAYNE FAMILY EXEMPTION TRUST
 HAYNE, JACK M & JOHN D CO-TRUSTEES
 PO BOX 209
 DUPUYER, MT 59432 0209

 HAYNE FAMILY SURVIVORS TRUST
 HAYNE, JACK M & JOHN D CO-TRUSTEES
 PO BOX 209
 DUPUYER, MT 59432 0209

Priority Date: NOVEMBER 15, 1901

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 25.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 880.00

Source Name: SHEEP CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	NENE	12	28N	8W PONDERA

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: SAVORY-ENGLISH DITCH

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	320.00		S2	3	28N	7W	PONDERA
2	160.00		E2E2	4	28N	7W	PONDERA
3	240.00		S2	4	28N	7W	PONDERA
4	160.00		SE	5	28N	7W	PONDERA
Total:	880.00						

Remarks:

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

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

- THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
- FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
- THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.
- THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
- USDA AERIAL PHOTOGRAPH NO(S). 278-159 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154611-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GAYLORD INC
1919 GAYLORD RD
VALIER, MT 59486

***Priority Date:** MARCH 31, 1883

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 5.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SPRING, UNNAMED TRIBUTARY OF BIRCH CREEK

Source Type: GROUNDWATER

ALSO KNOWN AS SULLIVAN SPRING

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNW	29	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

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			N2SWNW	29	30N	6W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154612-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GAYLORD INC
1919 GAYLORD RD
VALIER, MT 59486

***Priority Date:** MARCH 31, 1883

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 BIRCH CREEK

Source Type: SURFACE WATER
ALSO KNOWN AS MORGAN COULEE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNENE	30	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		SWNENE	30	30N	6W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		NESWNE	30	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4		SWSWNE	30	30N	6W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNENE	30	30N	6W	PONDERA
2			SWNENE	30	30N	6W	PONDERA
3			NESWNE	30	30N	6W	PONDERA
4			SWSWNE	30	30N	6W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154613-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GAYLORD INC
1919 GAYLORD RD
VALIER, MT 59486

***Priority Date:** MARCH 31, 1883

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 ALKALI COULEE

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S2	NWSE 29	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		NESW	SE 29	30N	6W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		NWSW	SE 29	30N	6W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		NE	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		NW	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6		E2	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
7		S	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2	29	30N	6W	PONDERA
2			NE	29	30N	6W	PONDERA
3			NW	29	30N	6W	PONDERA
4			NE	29	30N	6W	PONDERA
5			NW	29	30N	6W	PONDERA
6			E2	29	30N	6W	PONDERA
7			S	29	30N	6W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154614-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GAYLORD INC
1919 GAYLORD RD
VALIER, MT 59486

***Priority Date:** MARCH 31, 1883

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:** BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	SE	19	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2	1	SW	20	30N	6W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3	1	NWNE	29	30N	6W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4	5	SWNE	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5	2	NENW	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6	3	NWNW	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
7	4	SENW	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
8	8	NESE	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
9	7	NWSE	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
10	10	SWSE	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
11	1	NENE	30	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
12	2	NWNE	30	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		1	SE	19	30N	6W	PONDERA
2		1	SW	20	30N	6W	PONDERA
3		1	NWNE	29	30N	6W	PONDERA
4		5	SWNE	29	30N	6W	PONDERA
5		2	NENW	29	30N	6W	PONDERA
6		3	NWNW	29	30N	6W	PONDERA
7		4	SENW	29	30N	6W	PONDERA
8		8	NESE	29	30N	6W	PONDERA
9		7	NWSE	29	30N	6W	PONDERA
10		10	SWSE	29	30N	6W	PONDERA
11		1	NENE	30	30N	6W	PONDERA
12		2	NWNE	30	30N	6W	PONDERA

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154615-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GAYLORD INC
1919 GAYLORD RD
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1958

Type of Historical Right: USE

Purpose(use): MULTIPLE DOMESTIC

Flow Rate: 31.00 GPM

Volume: 5.00 AC-FT

Households: 2

Maximum Acres: 3.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNW	29	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.00		NWSWNW	29	30N	6W	PONDERA

Total: 3.00

Remarks:

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

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154616-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GAYLORD INC
1919 GAYLORD RD
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1935

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: 1.44 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 83.00

***Source Name:** UNNAMED TRIBUTARY OF BIRCH CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS MORGAN COULEE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWNE	30	30N	6W	PONDERA	

Period of Diversion: APRIL 1 TO OCTOBER 1

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: GROSS DAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESWNE	30	30N	6W	PONDERA

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 12.00 FEET
 Depth: 9.00 FEET
 Surface Area: 0.40 ACRES
 Capacity: 1.44 ACRE-FEET

Period of Use: APRIL 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		NWNW	29	30N	6W	PONDERA
2	10.00		SWNW	29	30N	6W	PONDERA
3	20.00		NENE	30	30N	6W	PONDERA
4	23.00		NWNE	30	30N	6W	PONDERA
5	10.00		SENE	30	30N	6W	PONDERA
Total:	83.00						

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.

154616-00 154617-00 154618-00 154619-00

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 11/19/2004.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. 278-167 , DATED 09/22/1979 APPEARS TO INDICATE 21.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154617-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GAYLORD INC
1919 GAYLORD RD
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1925

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 10.00 GPM

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 20.00

***Source Name:** SPRING, UNNAMED TRIBUTARY OF BIRCH CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS SULLIVAN SPRINGS

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNW	29	30N	6W	PONDERA	

Period of Diversion: APRIL 20 TO OCTOBER 10

Diversion Means: DIKE

2		NESENE	30	30N	6W	PONDERA	
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Period of Diversion: APRIL 20 TO OCTOBER 10

Diversion Means: DIKE

Period of Use: APRIL 20 TO OCTOBER 10

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		NWSWNW	29	30N	6W	PONDERA
2	10.00		NESENE	30	30N	6W	PONDERA
Total:	20.00						

Remarks:

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

154616-00 154617-00 154618-00 154619-00

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 11/01/2004.

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154618-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GAYLORD INC
1919 GAYLORD RD
VALIER, MT 59486

Priority Date: OCTOBER 12, 1895

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 15.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 523.00

***Source Name:** BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNE	29	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

2		SWSWNE	29	30N	6W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

3		NESENW	29	30N	6W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		SWNESE	29	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: PUMP						
5		SWNESE	30	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: PUMP						
6		NENWNE	30	30N	6W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: PUMP						
7		NWNESE	23	30N	7W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: HEADGATE						
Ditch Name: MESSECAR DITCH						
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	7.00		NWNWNE	29	30N	6W	PONDERA
2	1.00		SEWNE	29	30N	6W	PONDERA
3	9.00		SWNWNE	29	30N	6W	PONDERA
4	1.00		NESENE	29	30N	6W	PONDERA
5	4.00		NWSENE	29	30N	6W	PONDERA
6	2.00		SESENE	29	30N	6W	PONDERA
7	10.00		SWSENE	29	30N	6W	PONDERA
8	2.00		NESWNE	29	30N	6W	PONDERA
9	10.00		NWSWNE	29	30N	6W	PONDERA
10	7.00		SESWNE	29	30N	6W	PONDERA
11	9.00		SWSWNE	29	30N	6W	PONDERA
12	4.00		NENENW	29	30N	6W	PONDERA
13	9.00		NWNENW	29	30N	6W	PONDERA
14	2.00		SEENW	29	30N	6W	PONDERA
15	8.00		SWNENW	29	30N	6W	PONDERA
16	10.00		NENWNW	29	30N	6W	PONDERA
17	9.00		NWNWNW	29	30N	6W	PONDERA
18	10.00		SEWNW	29	30N	6W	PONDERA
19	10.00		SWWNW	29	30N	6W	PONDERA
20	5.00		NESENW	29	30N	6W	PONDERA
21	10.00		NWSENW	29	30N	6W	PONDERA
22	10.00		SESENW	29	30N	6W	PONDERA
23	10.00		SWSENW	29	30N	6W	PONDERA
24	10.00		NESWNW	29	30N	6W	PONDERA
25	10.00		NWSWNW	29	30N	6W	PONDERA
26	10.00		SESWNW	29	30N	6W	PONDERA
27	10.00		SWSWNW	29	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
28	3.00		NENESE	29	30N	6W	PONDERA	
29	3.00		NWNESE	29	30N	6W	PONDERA	
30	1.00		SENESE	29	30N	6W	PONDERA	
31	6.00		SWNESE	29	30N	6W	PONDERA	
32	7.00		NWNWSE	29	30N	6W	PONDERA	
33	10.00		SENWSE	29	30N	6W	PONDERA	
34	8.00		SWNWSE	29	30N	6W	PONDERA	
35	5.00		NESWSE	29	30N	6W	PONDERA	
36	10.00		NWSWSE	29	30N	6W	PONDERA	
37	10.00		NENESW	29	30N	6W	PONDERA	
38	10.00		NWNESW	29	30N	6W	PONDERA	
39	10.00		SENESW	29	30N	6W	PONDERA	
40	10.00		SWNESW	29	30N	6W	PONDERA	
41	10.00		NENWSW	29	30N	6W	PONDERA	
42	10.00		NWNWSW	29	30N	6W	PONDERA	
43	10.00		SENWSW	29	30N	6W	PONDERA	
44	10.00		SWNWSW	29	30N	6W	PONDERA	
45	6.00		NESESW	29	30N	6W	PONDERA	
46	9.00		NWSESW	29	30N	6W	PONDERA	
47	10.00		NESWSW	29	30N	6W	PONDERA	
48	10.00		NWSWSW	29	30N	6W	PONDERA	
49	5.00		SESWSW	29	30N	6W	PONDERA	
50	10.00		SWSWSW	29	30N	6W	PONDERA	
51	1.00		NENENE	30	30N	6W	PONDERA	
52	4.00		NWNENE	30	30N	6W	PONDERA	
53	9.00		SENESE	30	30N	6W	PONDERA	
54	10.00		SWNESE	30	30N	6W	PONDERA	
55	8.00		NENWNE	30	30N	6W	PONDERA	
56	9.00		NWNWNE	30	30N	6W	PONDERA	
57	10.00		SENWNE	30	30N	6W	PONDERA	
58	10.00		SWNWNE	30	30N	6W	PONDERA	
59	10.00		NESENE	30	30N	6W	PONDERA	
60	10.00		NWSENE	30	30N	6W	PONDERA	
61	10.00		SESENE	30	30N	6W	PONDERA	
62	10.00		SWSENE	30	30N	6W	PONDERA	
63	10.00		NESWNE	30	30N	6W	PONDERA	
64	10.00		NWSWNE	30	30N	6W	PONDERA	
65	10.00		SESWNE	30	30N	6W	PONDERA	
66	10.00		SWSWNE	30	30N	6W	PONDERA	
Total:	523.00							

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.

154616-00 154617-00 154618-00 154619-00

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 131102-00, 154618-00.

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

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. 278-170 , DATED 09/22/1979 APPEARS TO INDICATE 83.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

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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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154619-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GAYLORD INC
1919 GAYLORD RD
VALIER, MT 59486

Priority Date: MARCH 3, 1935

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 71.00

***Source Name:** UNNAMED TRIBUTARY OF BIRCH CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS MORGAN COULEE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWNE	30	30N	6W	PONDERA	

Period of Diversion: MARCH 1 TO OCTOBER 1

Diversion Means: DITCH

Period of Use: MARCH 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	4.00		NENWNW	29	30N	6W	PONDERA	
2	4.00		NWNWNW	29	30N	6W	PONDERA	
3	10.00		SENWNW	29	30N	6W	PONDERA	
4	10.00		SWNWNW	29	30N	6W	PONDERA	
5	4.00		NESWNW	29	30N	6W	PONDERA	
6	8.00		NWSWNW	29	30N	6W	PONDERA	
7	9.00		SENE	30	30N	6W	PONDERA	
8	7.00		SWNE	30	30N	6W	PONDERA	
9	10.00		NESE	30	30N	6W	PONDERA	
10	4.00		NWSE	30	30N	6W	PONDERA	
11	1.00		SESE	30	30N	6W	PONDERA	
Total:	71.00							

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.

154616-00 154617-00 154618-00 154619-00

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. 278-170 , DATED 09/22/1979 APPEARS TO INDICATE 21.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154648-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KARL G RAPPOLD
PO BOX 182
DUPUYER, MT 59432

***Priority Date:** DECEMBER 31, 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:** SCOFFIN CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSESW	3	27N	9W	TETON

Period of Diversion: MAY 1 TO NOVEMBER 1

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2	1	NESESE	4	27N	9W	TETON
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Period of Diversion: MAY 1 TO NOVEMBER 1

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO NOVEMBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSESW	3	27N	9W	TETON
2		1	NESESE	4	27N	9W	TETON

Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154649-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER PARK INC
1 MIDVALE RD
EAST GLACIER PARK, MT 59434

Priority Date: JULY 12, 1912

Type of Historical Right: FILED

Purpose(use): STOCK

Flow Rate: 320.00 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:** MIDVALE CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESENE	14	31N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DIVERSION DAM

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			SWNESW	18	31N	12W	GLACIER
2			SWSENW	13	31N	13W	GLACIER

Remarks:

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

154649-00 154650-00 154651-00 154652-00 154653-00 154654-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 09/04/2008.

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154650-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: GLACIER PARK INC
 1 MIDVALE RD
 EAST GLACIER PARK, MT 59434

Priority Date: JULY 12, 1912

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 9.41 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
 THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 160.00

***Source Name:** MIDVALE CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SENE	14	31N	13W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: DIVERSION DAM

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	45.00		NW	18	31N	12W	GLACIER
2	95.00		SW	18	31N	12W	GLACIER
3	20.00		NE	13	31N	13W	GLACIER
Total:	160.00						

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.

154649-00 154650-00 154651-00 154652-00 154653-00 154654-00

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE DIVERSION AND CONVEYANCE FACILITIES.

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

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 63.50 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 282-030 , DATED 09/06/1982 , APPEARS TO INDICATE 89.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF THE AVAILABLE DATA APPEARS TO INDICATE 107.00 ACRES IRRIGATED.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154651-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER PARK INC
1 MIDVALE RD
EAST GLACIER PARK, MT 59434

Priority Date: JULY 12, 1912

Type of Historical Right: FILED

Purpose(use): MUNICIPAL

Flow Rate: 1.00 CFS

Volume: 68.00 AC-FT

***Source Name:** MIDVALE CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESENE	14	31N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DIVERSION DAM

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			SE	18	31N	12W	GLACIER

THE PLACE OF USE IS EAST GLACIER PARK VILLAGE.

Remarks:

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

154649-00 154650-00 154651-00 154652-00 154653-00 154654-00

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154652-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER PARK INC
1 MIDVALE RD
EAST GLACIER PARK, MT 59434

Priority Date: JULY 12, 1912

Type of Historical Right: FILED

Purpose(use): FIRE PROTECTION

Flow Rate: 4.14 CFS

***Volume:** THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.

***Source Name:** MIDVALE CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SE	14	31N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DIVERSION DAM

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NE	SW	18	31N	12W GLACIER

Remarks:

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

154649-00 154650-00 154651-00 154652-00 154653-00 154654-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 09/04/2008.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154653-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER PARK INC
1 MIDVALE RD
EAST GLACIER PARK, MT 59434

Priority Date: JULY 12, 1912

Type of Historical Right: FILED

Purpose(use): FIRE PROTECTION

Flow Rate: 4.14 CFS

***Volume:** THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.

***Source Name:** MIDVALE CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SE	14	31N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DIVERSION DAM

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N	SW	31N	12W	GLACIER

Remarks:

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

154649-00 154650-00 154651-00 154652-00 154653-00 154654-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 09/04/2008.

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154654-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER PARK INC
1 MIDVALE RD
EAST GLACIER PARK, MT 59434

Priority Date: JULY 12, 1912

Type of Historical Right: FILED

Purpose(use): COMMERCIAL

Flow Rate: 4.63 CFS

Volume: 1,714.00 AC-FT

***Source Name:** MIDVALE CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESENE	14	31N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DIVERSION DAM

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			E2NWSW	18	31N	12W	GLACIER
2			E2SWSW	18	31N	12W	GLACIER

Remarks:

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

154649-00 154650-00 154651-00 154652-00 154653-00 154654-00

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE DIVERSION AND CONVEYANCE FACILITIES.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41M 154873-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT E WELLMAN JR
14779 VALIER CUT BANK HWY
VALIER, MT 59486 5316

JOAN P WELLMAN
14779 VALIER CUT BANK HWY
VALIER, MT 59486 5316

Priority Date: JUNE 1, 1953

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		NEN	SW 3	31N	5W	PONDERA

***Period of Diversion:** JANUARY 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>
	NENWSW	3	31N	5W	PONDERA
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	13.00 FEET				
Depth:	10.00 FEET				
Surface Area:	0.30 ACRES				
Capacity:	1.20 ACRE-FEET				

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

Period of Use: MAY 15 TO DECEMBER 15

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			NENWSW	3	31N	5W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

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

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 154893-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: FRANCIS BULLSHOE
PO BOX 63
BROWNING, MT 59417 0063

Priority Date: JUNE 1, 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:** HAY COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2NE	14	30N	10W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2NE	14	30N	10W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 154894-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LUCILLE HALL
PO BOX 1256
BROWNING, MT 59417

VIRGIL A HALL
DECEASED
PO BOX 1256
BROWNING, MT 59417

Priority Date: JUNE 1, 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:** WHITE MAN COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	WNE	5	30N	9W GLACIER

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: MIDDLE RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWNE	5	30N	9W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 11.00 FEET
 Depth: 8.00 FEET
 Surface Area: 1.00 ACRES
 Capacity: 3.20 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWNE	5	30N	9W	GLACIER

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 154895-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: VIRGIL A HALL
DECEASED
PO BOX 1256
BROWNING, MT 59417

LUCILLE HALL
PO BOX 1256
BROWNING, MT 59417

Priority Date: JULY 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 BADGER CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNE	33	31N	9W	GLACIER

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: NORTH RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSWNE	33	31N	9W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 11.00 FEET
 Depth: 8.00 FEET
 Surface Area: 0.31 ACRES
 Capacity: 1.00 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSWNE	33	31N	9W	GLACIER

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 154896-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF AGRICULTURE FARM SERVICE AGENC)
517 E MAIN
CUT BANK, MT 59427

Priority Date: JUNE 1, 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 BADGER CREEK

Source Type: SURFACE WATER
ALSO KNOWN AS LARSON SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWSE	8	30N	9W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNWSE	8	30N	9W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 154897-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: VIRGIL A HALL
DECEASED
PO BOX 1256
BROWNING, MT 59417

LUCILLE HALL
PO BOX 1256
BROWNING, MT 59417

Priority Date: JULY 1, 1961

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF BADGER CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	8	30N	9W	GLACIER

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: SOUTH RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SE	N	W	8	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 2.00 ACRES
 Capacity: 8.00 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	N	W	8	GLACIER

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 154898-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF AGRICULTURE FARM SERVICE AGENC)
517 E MAIN
CUT BANK, MT 59427

Priority Date: JUNE 1, 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: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	8	30N	9W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		N2	27	30N	10W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		E2	28	30N	10W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	8	30N	9W	GLACIER
2			N2	27	30N	10W	GLACIER
3			E2	28	30N	10W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 154899-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT C CLARK
29 HENDERSON
CUT BANK, MT 59427 9219

C JEAN CLARK
29 HENDERSON
CUT BANK, MT 59427 9219

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 2.10 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 262.09

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SWNE	23	31N	10W GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: DIVERSION DAM

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	16.10		SE	NE	6	33N	6W GLACIER
2	38.00		NE	SE	6	33N	6W GLACIER
3	40.00		SW	SE	6	33N	6W GLACIER
4	131.99		SW		6	33N	6W GLACIER
5	36.00		SW	NW	1	33N	7W GLACIER
Total:	262.09						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/27/2009 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY HIDDEN LAKE COLONY.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/27/2009 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY THE BLACKFEET TRIBE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/27/2009 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PATRICK J AND NICHOLE M MANLEY.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/11/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MARCIA M. AND KENT D. RICHTER.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-131, 282-133 , DATED 09/17/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155171-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: AIKEN RANCH CO
1000 FRONTIER RD
VALIER, MT 59486 5127

Priority Date: JULY 12, 1961

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 10.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSESE	8	31N	10W	GLACIER

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: WELL

Period of Use: APRIL 1 TO NOVEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSESE	8	31N	10W	GLACIER

Remarks:

THE OWNER NAME WAS AMENDED BY THE CLAIMANT ON 08/03/2000.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155173-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RUSSELL AIKEN
1000 FRONTIER RD
VALIER, MT 59486

AIKEN RANCH CO
1000 FRONTIER RD
VALIER, MT 59486 5127

***Priority Date:** JUNE 1, 1956

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 SPRING CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	SE	5	31N	10W	GLACIER

Period of Diversion: APRIL 1 TO DECEMBER 31

Diversion Means: UNDEVELOPED SPRING

Period of Use: APRIL 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSESE	5	31N	10W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155175-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: AIKEN RANCH CO
1000 FRONTIER RD
VALIER, MT 59486 5127

RUSSELL AIKEN
1000 FRONTIER RD
VALIER, MT 59486

***Priority Date:** JUNE 1, 1967

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 SPRING CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSE	4		31N	10W	GLACIER

Period of Diversion: APRIL 1 TO DECEMBER 31

Diversion Means: UNDEVELOPED SPRING

Period of Use: APRIL 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWSE	4	31N	10W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155184-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WILLIAM F BIGSPRING SR
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 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: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		SWSW	26	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		S2N2SE	27	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		SESE	27	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		SENE SW	27	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSW	26	31N	12W	GLACIER
2			S2N2SE	27	31N	12W	GLACIER
3			SESE	27	31N	12W	GLACIER
4			SENE SW	27	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/23/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST. IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155185-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSE	25	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWSE	25	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155186-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYS, DANIEL M & ESTHER F TRUST
HAYS, DANIEL M & ESTHER F TRUSTEES
2640 ANNA ST
RIVERSIDE, CA 92506 4503

DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: JULY 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: TWO MEDICINE RIVER

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSW	21	31N	12W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
2		NENENE	26	31N	12W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
3		N2NWNE	26	31N	12W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
4		NWNENW	26	31N	12W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		NWNWNW	26	31N	12W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6		NESENW	28	31N	12W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSW	21	31N	12W	GLACIER
2			NENENE	26	31N	12W	GLACIER
3			N2NWNE	26	31N	12W	GLACIER
4			NWNENW	26	31N	12W	GLACIER
5			NWNWNW	26	31N	12W	GLACIER
6			NESENW	28	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155187-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		W2SE	36	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2SE	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155188-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNE	31	31N	11W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2	1	S2NWNW	31	31N	11W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		SE	31	31N	11W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4	2	NE	31	31N	11W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

5		S2	25	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

6		NE	36	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

7		NE	36	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SW	31	31N	11W	GLACIER
2		1	S2	31	31N	11W	GLACIER
3			SE	31	31N	11W	GLACIER
4		2	NE	31	31N	11W	GLACIER
5			S2	25	31N	12W	GLACIER
6			NE	36	31N	12W	GLACIER
7			NE	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155189-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: AUGUST 31, 1955

Type of Historical Right: FILED

Purpose(use): STOCK

Flow Rate: 50.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER
ALSO KNOWN AS WELL NO. 4
FLOWING ARTESIAN WELL

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENE SW	25	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENE SW	25	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155190-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WILLIAM F BIGSPRING SR
BOX 128
EAST GLACIER PARK, MT 59434

DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: JULY 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: TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENE	31	31N	11W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
2		W2NE	31	31N	11W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
3		NWSE	31	31N	11W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
4		N2SW	31	31N	11W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		E2SE	33	31N	12W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6		S2N2	34	31N	12W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
7		S2	36	31N	12W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENE	31	31N	11W	GLACIER
2			W2NE	31	31N	11W	GLACIER
3			NWSE	31	31N	11W	GLACIER
4			N2SW	31	31N	11W	GLACIER
5			E2SE	33	31N	12W	GLACIER
6			S2N2	34	31N	12W	GLACIER
7			S2	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/23/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JULIE ANN BIG SPRING-KEENAN.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/23/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155191-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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: DEEP CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENE	31	31N	11W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		SENE	31	31N	11W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENE	31	31N	11W	GLACIER
2			SENE	31	31N	11W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155192-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SES	WNE	36	31N 12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		W2	NESE	36	31N 12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		NENWSE	36	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWNE	36	31N	12W	GLACIER
2			W2NESE	36	31N	12W	GLACIER
3			NENWSE	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155193-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	4	S2S2SW	30	31N	11W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		NWNE	31	31N	11W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		NENENW	31	31N	11W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		4	S2S2SW	30	31N	11W	GLACIER
2			NWNE	31	31N	11W	GLACIER
3			NENENW	31	31N	11W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155194-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWNE	36	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENWNE	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155195-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNE	36	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNE	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155196-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENE	36	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENE	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155197-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSE	36	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWSE	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155198-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSE	36	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSWSE	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155199-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SW	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	SW	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155200-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	36	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWNE	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155201-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWSE	30	31N	11W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNWSE	30	31N	11W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155202-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENW	31	31N	11W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENENW	31	31N	11W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155203-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANIEL C BOGGS
%RODGER BOGGS
PO BOX 205
BROWNING, MT 59417

Priority Date: JULY 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: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSW	36	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWSW	36	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155204-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WILLIAM F BIGSPRING SR
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 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:** BIG SPRING LAKE

Source Type: SURFACE WATER

***Source Name:** UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		SWSWSE	27	31N	12W	GLACIER	

Source Name: BIG SPRING LAKE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		S2S2SW	27	31N	12W	GLACIER

Source Name: BIG SPRING LAKE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3	1	NWNWNE	34	31N	12W	GLACIER
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*Source Name: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4		N2N2NW	34	31N	12W	GLACIER
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Source Name: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*Reservoir: ONSTREAM Reservoir Name: BIG SPRING LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NWNWNW	34	31N	12W	GLACIER

Diversion to Reservoir: DIVERSION # 1

Depth: 10.00 FEET

Surface Area: 39.00 ACRES

Capacity: 156.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		1	SWSWSE	27	31N	12W	GLACIER
2		2	S2S2SW	27	31N	12W	GLACIER
3		1	NWNWNE	34	31N	12W	GLACIER
4		2	N2N2NW	34	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/23/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155205-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WILLIAM F BIGSPRING SR
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 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: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESW	27	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		E2NWSW	27	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESW	27	31N	12W	GLACIER
2			E2NWSW	27	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/23/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155206-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WILLIAM F BIGSPRING SR
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 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: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		W2	NWSE	27	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		SE	SW	27	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2NWSE	27	31N	12W	GLACIER
2			SENESEW	27	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/23/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155207-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ECKERSON, DOUG INC
PO BOX 5402
KALISPELL, MT 59903 5402

Priority Date: JULY 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: UNNAMED TRIBUTARY OF MIDVALE CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWSE	29	31N	12W	GLACIER

Period of Diversion: APRIL 1 TO AUGUST 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		SENESE	29	31N	12W	GLACIER
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Period of Diversion: APRIL 1 TO AUGUST 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		SWNESE	29	31N	12W	GLACIER
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Period of Diversion: APRIL 1 TO AUGUST 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		NE	SESW	29	31N 12W	GLACIER

Period of Diversion: APRIL 1 TO AUGUST 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: APRIL 1 TO AUGUST 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N	SWSE	29	31N 12W	GLACIER
2			S	ENSW	29	31N 12W	GLACIER
3			SW	NESW	29	31N 12W	GLACIER
4			NE	SESW	29	31N 12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155208-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WILLIAM F BIGSPRING SR
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWSE	28	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSWSE	28	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 01/23/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY JULIE ANN BIG SPRING-KEENAN , 734 3RD ST W , KALISPELL , MT 59901-4346.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155209-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYS, DANIEL M & ESTHER F TRUST
HAYS, DANIEL M & ESTHER F TRUSTEES
2640 ANNA ST
RIVERSIDE, CA 92506 4503

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF MIDVALE CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWNW	28	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNWNW	28	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155210-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HAYS, DANIEL M & ESTHER F TRUST
HAYS, DANIEL M & ESTHER F TRUSTEES
2640 ANNA ST
RIVERSIDE, CA 92506 4503

Priority Date: JULY 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: MIDVALE CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNW	28	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNW	28	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155211-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WILLIAM F BIGSPRING SR
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 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:** UNNAMED TRIBUTARY OF TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSE	28	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWSE	28	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 01/23/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY JULIE ANN BIG SPRING-KEENAN , 734 3RD ST W , KALISPELL , MT 59901-4346.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155212-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WILLIAM F BIGSPRING SR
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNESW	28	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNESW	28	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 01/23/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY JULIE ANN BIG SPRING-KEENAN , 734 3RD ST W , KALISPELL , MT 59901-4346.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155213-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: COOPROCK LLC
PO BOX 418
POLSON, MT 59860 0418

BENT ROCK LLC
PO BOX 418
POLSON, MT 59860 0418

Priority Date: JULY 31, 1918

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MIDVALE CREEK
Source Type: SURFACE WATER
ALSO KNOWN AS MORNING EAGLE LAKE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENENW	32	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		NE	32	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	32	31N	12W	GLACIER
2			NE	32	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155214-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPROCK LLC
PO BOX 418
POLSON, MT 59860 0418

BENT ROCK LLC
PO BOX 418
POLSON, MT 59860 0418

Priority Date: JULY 31, 1918

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF RAILROAD CREEK

Source Type: SURFACE WATER
SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SENE	31	31N 12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		NENESE	31	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		SWNW	32	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4		NWNWSW	32	31N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESENE	31	31N	12W	GLACIER
2			NENESE	31	31N	12W	GLACIER
3			SWNW	32	31N	12W	GLACIER
4			NWNWSW	32	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155215-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPROCK LLC
PO BOX 418
POLSON, MT 59860 0418

BENT ROCK LLC
PO BOX 418
POLSON, MT 59860 0418

Priority Date: JULY 31, 1918

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MIDVALE CREEK

Source Type: SURFACE WATER
SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	32	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S	32	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155216-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BENT ROCK LLC
PO BOX 418
POLSON, MT 59860 0418

COOPROCK LLC
PO BOX 418
POLSON, MT 59860 0418

Priority Date: JULY 31, 1918

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF RAILROAD CREEK

Source Type: SURFACE WATER
SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWNE	31	31N	12W	GLACIER

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: APRIL 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWNE	31	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155217-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ECKERSON, DOUG INC
PO BOX 5402
KALISPELL, MT 59903 5402

Priority Date: JULY 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:** SPRING, UNNAMED TRIBUTARY OF MIDVALE CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N	29	31N	12W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO SEPTEMBER 30

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N	29	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155221-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WILLIAM F BIGSPRING SR
BOX 128
EAST GLACIER PARK, MT 59434

Priority Date: JULY 31, 1954

Type of Historical Right: FILED

Purpose(use): DOMESTIC

Flow Rate: 5.00 GPM

Volume: 1.00 AC-FT

Households: 1

Source Name: GROUNDWATER

Source Type: GROUNDWATER
ALSO KNOWN AS WELL NO. 3

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENE	33	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWNW	34	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/23/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155358-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WADE MCALPINE
2420 7TH AVE N APT 29
GREAT FALLS, MT 59401

MALCOLM D MCALPINE
PO BOX 307
VALIER, MT 59486

OWNER MALCOLM D MCALPINE RETAINED. CONTRACT FOR DEED INTEREST.

***Priority Date:** DECEMBER 31, 1926

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 35.00 GPM

Volume: 2.00 AC-FT

Households: 1

***Maximum Acres:** 1.00

***Source Name:** GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS MCALPINE WELL NO. 1

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	10	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1	1.00		SENENW	10	30N	6W	PONDERA
Total:	1.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155359-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MALCOLM D MCALPINE
PO BOX 307
VALIER, MT 59486

WADE MCALPINE
2420 7TH AVE N APT 29
GREAT FALLS, MT 59401

OWNER MALCOLM D MCALPINE RETAINED. CONTRACT FOR DEED INTEREST.

***Priority Date:** DECEMBER 31, 1930

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 18.05 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 476.41

***Source Name:** BADGER CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

Period of Use: MAY 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	4.00		N2N	WNE	4	30N	6W PONDERA
2	16.00		SW	SE	4	30N	6W PONDERA
3	37.00		NES	W	4	30N	6W PONDERA
4	14.00		SES	W	4	30N	6W PONDERA
5	12.00		SWS	W	4	30N	6W PONDERA
6	30.00		NWN	W	9	30N	6W PONDERA
7	27.00		SEN	W	9	30N	6W PONDERA
8	13.00		SE	SE	9	30N	6W PONDERA
9	28.85		NW	NE	10	30N	6W PONDERA
10	32.20		SE	NE	10	30N	6W PONDERA
11	32.95		SW	NE	10	30N	6W PONDERA
12	10.00		NEN	W	10	30N	6W PONDERA
13	5.00		NWN	W	10	30N	6W PONDERA
14	5.00		NWN	W	10	30N	6W PONDERA
15	23.61		NW	SE	10	30N	6W PONDERA
16	35.00		NES	W	10	30N	6W PONDERA
17	38.00		NWS	W	10	30N	6W PONDERA
18	34.00		NEN	W	11	30N	6W PONDERA
19	40.00		NWN	W	11	30N	6W PONDERA
20	38.80		SW	NW	11	30N	6W PONDERA
Total:	476.41						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189934 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155360-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: A

Owners: WILLIAM F MANLEY
PO BOX 2179
CUT BANK, MT 59427

Priority Date: MAY 7, 1910

CLAIM FILED LATE 05/01/1982 . 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: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 3.50 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 154.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: DIVERSION DAM

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		S2N2NE	7	33N	6W	GLACIER
2	76.00		S2NE	7	33N	6W	GLACIER
3	38.00		NESE	7	33N	6W	GLACIER
Total:	154.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 41M 189935 . THIS CLAIM APPEARS TO BE REDUNDANT.

PROCESSING FEE INSUFFICIENT TO COVER LATE CLAIM. TOTAL AMOUNT DUE \$150.00.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE MAY BE QUESTIONABLE. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT AND PRIORITY DATE WAS NOT SUBMITTED WITH THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155361-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: NATURE CONSERVANCY
BIG SKY FIELD OFFICE
32 S EWING ST SUITE 215
HELENA, MT 59601 5749

***Priority Date:** APRIL 16, 1913

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: FISH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2	SWSWNW	19	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2	3	NWNWSW	19	28N	9W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3	13	NESENE	24	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		2	SWSWNW	19	28N	9W	PONDERA
2		3	NWNWSW	19	28N	9W	PONDERA
3		13	NESENE	24	28N	10W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155362-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARCIA KEIM
PO BOX 157
DUPUYER, MT 59432

WAUNETA NIELSEN
PO BOX 157
DUPUYER, MT 59432

NATURE CONSERVANCY
BIG SKY FIELD OFFICE
32 S EWING ST SUITE 215
HELENA, MT 59601 5749

MARY BARTKOSKE
PO BOX 157
DUPUYER, MT 59432

***Priority Date:** DECEMBER 31, 1920

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: CODY LAKE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENENW	19	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
2		SWNENW	19	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
3	1	SENWNW	19	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
4		NESENW	19	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		NWSENW	19	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6	2	NESWNW	19	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENENW	19	28N	9W	PONDERA
2			SWNENW	19	28N	9W	PONDERA
3		1	SENWNW	19	28N	9W	PONDERA
4			NESENW	19	28N	9W	PONDERA
5			NWSENW	19	28N	9W	PONDERA
6		2	NESWNW	19	28N	9W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155363-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: NATURE CONSERVANCY
BIG SKY FIELD OFFICE
32 S EWING ST SUITE 215
HELENA, MT 59601 5749

Priority Date: APRIL 20, 1897

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 340.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 20.00

***Source Name:** FISH CREEK (FISH LAKE)

Source Type: SURFACE WATER

FISH CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM FISH LAKE TO THE POINT OF DIVERSION.

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSW	19		28N	9W	PONDERA

Period of Diversion: JUNE 1 TO SEPTEMBER 15

Diversion Means: HEADGATE

Period of Use: JUNE 1 TO SEPTEMBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	5.00		NE	SE	28N	9W	PONDERA
2	4.00		NW	SE	28N	9W	PONDERA
3	9.00		SE	SE	28N	9W	PONDERA
4	2.00		SW	SE	28N	9W	PONDERA
Total:	20.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-80 , DATED 09/17/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155364-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JULIUS M KATANA
PO BOX 924
CONRAD, MT 59425

C JANE KATANA
PO BOX 924
CONRAD, MT 59425

***Priority Date:** DECEMBER 31, 1957

Type of Historical Right: USE

Purpose(use): DOMESTIC

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 2.50 AC-FT

Households: 1

Maximum Acres: 1.00

Source Name: UNNAMED TRIBUTARY OF SUMMIT CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	15	30N	13W	GLACIER

Period of Diversion: APRIL 25 TO SEPTEMBER 29

Diversion Means: DAM

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION HAS BEEN ESTIMATED.

*Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u> NWSEW	<u>Sec</u> 15	<u>Twp</u> 30N	<u>Rge</u> 13W	<u>County</u> GLACIER
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	12.00 FEET				
Depth:	9.00 FEET				
Surface Area:	3.70 ACRES				
Capacity:	13.32 ACRE-FEET				

THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 25 TO SEPTEMBER 29

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		NWSEW	15	30N	13W	GLACIER
Total:	1.00						

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

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.

AS OF 03/05/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY THERESA VALERIE MICHEL STEELE , PO BOX 467 , E. GLACIER PARK, MT , 59434.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155365-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CLAYTON MCALPINE
18566 BULLHEAD RD
VALIER, MT 59486

Priority Date: JUNE 1, 1940

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		W2NW	6	30N	5W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		S2NE	1	30N	6W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		S2N2	31	31N	5W	PONDERA
---	--	------	----	-----	----	---------

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		N2S2	31	31N	5W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

5		W2NW	32	31N	5W	PONDERA
---	--	------	----	-----	----	---------

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

6		NESE	36	31N	6W	PONDERA
---	--	------	----	-----	----	---------

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2NW	6	30N	5W	PONDERA
2			S2NE	1	30N	6W	PONDERA
3			S2N2	31	31N	5W	PONDERA
4			N2S2	31	31N	5W	PONDERA
5			W2NW	32	31N	5W	PONDERA
6			NESE	36	31N	6W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155366-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: CLAYTON MCALPINE
 18566 BULLHEAD RD
 VALIER, MT 59486

Priority Date: JUNE 1, 1929

Type of Historical Right: USE

Purpose(use): MULTIPLE DOMESTIC

Flow Rate: 20.00 GPM

Volume: 2.00 AC-FT

Households: 2

Maximum Acres: 0.25

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10	SWSENE	1	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

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	0.25	10	SWSENE	1	30N	6W	PONDERA
Total:	0.25						

Remarks:

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 10/15/1998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155367-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CLAYTON MCALPINE
18566 BULLHEAD RD
VALIER, MT 59486

Priority Date: MAY 15, 1960

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

***Flow Rate:** 357.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 21.00

***Source Name:** BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	8	NWN	WNW	6	30N	5W	PONDERA

Period of Diversion: MAY 15 TO OCTOBER 1

Diversion Means: PUMP

Period of Use: MAY 15 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		NWN	6	30N	5W	PONDERA
2	2.00		NEN	1	30N	6W	PONDERA
3	11.00		W2S	31	31N	5W	PONDERA
4	7.00		SESE	36	31N	6W	PONDERA
Total:	21.00						

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.

155367-00 155368-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/15/1998: PLACE OF USE, MAXIMUM ACRES.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155368-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CLAYTON MCALPINE
18566 BULLHEAD RD
VALIER, MT 59486

Priority Date: MAY 1, 1953

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 219.91 GPM

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 21.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BIRCH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		E2SESE	36	31N	6W	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: DIKE

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		NWNWNW	6	30N	5W	PONDERA
2	2.00		NENENE	1	30N	6W	PONDERA
3	11.00		W2SWSW	31	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4	7.00		SE	SE	31N	6W	PONDERA
Total:	21.00						

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.

155367-00 155368-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/15/1998: PLACE OF USE, MAXIMUM ACRES.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155704-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: HENNEMAN FARMS
8040 RANGE VIEW RD
VALIER, MT 59486

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF DUPUYER 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 12/13/2006.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155705-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HENNEMAN FARMS
8040 RANGE VIEW RD
VALIER, MT 59486

Priority Date: MAY 25, 1897

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 11.06 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 292.10

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3	NWNENW	1	28N	7W	PONDERA

Period of Diversion: APRIL 20 TO OCTOBER 10

Diversion Means: HEADGATE

Ditch Name: ERWIN DITCH

2		SWSESW	31	29N	6W	PONDERA
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Period of Diversion: APRIL 20 TO OCTOBER 10

Diversion Means: HEADGATE

Period of Use: APRIL 20 TO OCTOBER 10

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	160.10		S2	31	29N	6W	PONDERA
2	62.00		NE	32	29N	6W	PONDERA
3	43.00		N2SW	32	29N	6W	PONDERA
4	27.00		W2NW	33	29N	6W	PONDERA
Total:	292.10						

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

155705-00 155706-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/05/1994: PLACE OF USE, MAXIMUM ACRES, VOLUME.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/05/2002: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, PERIOD OF USE, TYPE OF RIGHT.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155706-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HENNEMAN FARMS
8040 RANGE VIEW RD
VALIER, MT 59486

Priority Date: MARCH 20, 1884

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 11.06 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 292.10

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3	NWNENW	1	28N	7W	PONDERA	

Period of Diversion: APRIL 20 TO OCTOBER 10

Diversion Means: HEADGATE

Ditch Name: ERWIN DITCH

2		SWSESW	31	29N	6W	PONDERA	
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Period of Diversion: APRIL 20 TO OCTOBER 10

Diversion Means: HEADGATE

Period of Use: APRIL 20 TO OCTOBER 10

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	160.10		S2	31	29N	6W	PONDERA
2	62.00		NE	32	29N	6W	PONDERA
3	43.00		N2SW	32	29N	6W	PONDERA
4	27.00		W2NW	33	29N	6W	PONDERA
Total:	292.10						

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

155705-00 155706-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/05/2002: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, TYPE OF RIGHT, FLOW RATE, PERIOD OF USE.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 155707-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LAURA J NOWLIN
303 2ND ST SE
DUTTON, MT 59433

Priority Date: MAY 6, 1915

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 4.50 CFS

THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 120.00

Source Name: SHEEP CREEK, NORTH FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	SWNE	13	28N	9W PONDERA

Period of Diversion: APRIL 15 TO NOVEMBER 1

Diversion Means: HEADGATE

Ditch Name: JOHNSON DITCH NO. 1

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		SWSWNE	13	28N	9W	PONDERA

Period of Diversion: APRIL 15 TO NOVEMBER 1

Diversion Means: HEADGATE

Ditch Name: JOHNSON DITCH NO. 2

3		NWNENE	23	28N	9W	PONDERA
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Period of Diversion: APRIL 15 TO NOVEMBER 1

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO NOVEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		SWNESE	12	28N	9W	PONDERA
2	7.00		S2NWSE	12	28N	9W	PONDERA
3	1.00		NESESE	12	28N	9W	PONDERA
4	26.00		SWSE	12	28N	9W	PONDERA
5	1.00		SESESW	12	28N	9W	PONDERA
6	34.00		W2W2NE	13	28N	9W	PONDERA
7	16.00		E2NENW	13	28N	9W	PONDERA
8	1.00		NESENW	13	28N	9W	PONDERA
9	10.00		W2NWSE	13	28N	9W	PONDERA
10	23.00		NESW	13	28N	9W	PONDERA

Total: 120.00

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/13/2004: POINT OF DIVERSION, PLACE OF USE.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-79 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 156288-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROMY L LORAN
29 8TH ST E
KALISPELL, MT 59901 5329

JAMES E LORAN
29 8TH ST E
KALISPELL, MT 59901 5329

DANA JO TURVEY
PO BOX 12
ZEPHYR COVE, NV 89448 0012

Priority Date: MAY 1, 1890

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF RAILROAD CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENWNE	25	31N	13W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		SWNWNE	25	31N	13W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		NESWNE	25	31N	13W	GLACIER
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Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4		NWSWNE	25	31N	13W	GLACIER
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Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1			SE	NWNE	25	31N	13W	GLACIER
2			SW	NWNE	25	31N	13W	GLACIER
3			NE	SWNE	25	31N	13W	GLACIER
4			NW	SWNE	25	31N	13W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 156289-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANA JO TURVEY
PO BOX 12
ZEPHYR COVE, NV 89448 0012

Priority Date: MAY 1, 1890

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF RAILROAD CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	N	25	31N	13W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	N	25	31N	13W GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 156290-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

JUANITA F SMITH
311A AVE CASTILLA
LAGUNA HILLS, CA 92637

JUANITA ATKINS
% MERCADES LORRAINE FRANCIS
PO BOX 2622
LONGVIEW, WA 98632

DANA JO TURVEY
PO BOX 12
ZEPHYR COVE, NV 89448 0012

LEONA LAHR
DECEASED
BROWNING, MT 59417

MARCHETA SMITH
311A AVE CASTILLA
LAGUNA HILLS, CA 92637

LAURETTA EIK
S 3019 DAVIS RD
SPOKANE, WA 99216

Priority Date: MAY 1, 1890

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF RAILROAD CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S2SWNE	25	31N	13W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2SWNE	25	31N	13W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/17/2014 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 156291-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANA JO TURVEY
PO BOX 12
ZEPHYR COVE, NV 89448 0012

Priority Date: MAY 1, 1890

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: MIDVALE CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S2S2NE	13	31N	13W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		N2N2SE	13	31N	13W	GLACIER
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Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2S2NE	13	31N	13W	GLACIER
2			N2N2SE	13	31N	13W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 156292-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: **WITHDRAWN**

Owners: JOYCE M TURVEY
DECEASED
PO BOX 141
EAST GLACIER PARK, MT 59434

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): DOMESTIC

Flow Rate:

Volume:

Source Name: MIDVALE 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 06/01/2004.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 156893-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MEDICINE RIDGE RANCH LLC
PO BOX 275
BIGFORK, MT 59911

***Priority Date:** DECEMBER 31, 1947

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 SUMMIT CREEK

Source Type: SURFACE WATER
ALSO KNOWN AS MELS LAKE
UNNAMED NATURAL LAKE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNENE	21	30N	13W	GLACIER

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION HAS BEEN ESTIMATED.

Period of Use: APRIL 1 TO NOVEMBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNENE	21	30N	13W	GLACIER

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157380-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

***Priority Date:** JUNE 30, 1938

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 TWO MEDICINE RIVER

Source Type: SURFACE WATER
ALSO KNOWN AS COULEE SPRING

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENE SW	23	32N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENE SW	23	32N	8W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157381-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

***Priority Date:** APRIL 13, 1970

Type of Historical Right: FILED

Purpose(use): STOCK

Flow Rate: 8.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS PASTURE WELL

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESESE	28	32N	7W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESESE	28	32N	7W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157382-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

Priority Date: JUNE 1, 1938

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 15.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER

Source Type: GROUNDWATER
ALSO KNOWN AS TANK SPRING

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENE SW	25	32N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

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			SENE SW	25	32N	8W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157383-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

***Priority Date:** JUNE 30, 1938

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 BADGER CREEK

Source Type: SURFACE WATER
ALSO KNOWN AS BADGER SPRING #2

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENENW	1	31N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 1

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENENW	1	31N	8W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157385-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

***Priority Date:** JUNE 30, 1938

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 TWO MEDICINE RIVER

Source Type: SURFACE WATER
ALSO KNOWN AS RIVER SPRING

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENE SW	26	32N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENE SW	26	32N	8W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157386-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

***Priority Date:** JUNE 30, 1938

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 BADGER CREEK

Source Type: SURFACE WATER
ALSO KNOWN AS BADGER SPRING #1

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESENE	2	31N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESENE	2	31N	8W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157387-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

***Priority Date:** JUNE 30, 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 TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SEN	WNW 23	32N	8W	GLACIER

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: OLD RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENWNW	23	32N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 0.70 ACRES
 Capacity: 2.80 ACRE-FEET

THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE ACREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2NWNW	23	32N	8W	GLACIER

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157388-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

***Priority Date:** JUNE 30, 1938

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: TWO MEDICINE RIVER

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		W2W2NW	31	32N	7W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		SE	25	32N	8W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		N2SW	25	32N	8W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		NESEW	25	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		SWNE	26	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6		NWNW	26	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
7		S2NW	26	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
8		SE	26	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
9		E2SW	26	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
10		N2NE	27	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
11		NW	27	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
12		NENENE	36	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
13		E2SENE	36	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
14		N2SE	36	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
15		S2SWSE	36	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
16		E2SW	36	32N	8W	GLACIER
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2W2NW	31	32N	7W	GLACIER
2			SE	25	32N	8W	GLACIER
3			N2SW	25	32N	8W	GLACIER

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4			NE	SESW	25	32N	8W GLACIER
5				SWNE	26	32N	8W GLACIER
6				NWNW	26	32N	8W GLACIER
7				S2NW	26	32N	8W GLACIER
8				SE	26	32N	8W GLACIER
9				E2SW	26	32N	8W GLACIER
10				N2NE	27	32N	8W GLACIER
11				NW	27	32N	8W GLACIER
12				NENENE	36	32N	8W GLACIER
13				E2SENE	36	32N	8W GLACIER
14				N2SE	36	32N	8W GLACIER
15				S2SWSE	36	32N	8W GLACIER
16				E2SW	36	32N	8W GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157389-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

***Priority Date:** JUNE 30, 1938

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
ALSO KNOWN AS BIG SHED WELL

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	18	32N	7W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	18	32N	7W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157390-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

***Priority Date:** SEPTEMBER 8, 1964

Type of Historical Right: FILED

Purpose(use): STOCK

Flow Rate: 20.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS BARN WELL #1

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENENW	26	32N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENENW	26	32N	8W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157392-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: BLACKFEET TRIBE
 PO BOX 850
 BROWNING, MT 59417

***Priority Date:** JUNE 30, 1938

Type of Historical Right: USE

Purpose(use): MULTIPLE DOMESTIC

Flow Rate: 20.00 GPM

Volume: 3.00 AC-FT

Households: 2

Maximum Acres: 0.50

Source Name: GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS HOUSE WELL

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNENW	26	32N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.50		SWNENW	26	32N	8W	GLACIER

Total: 0.50

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157394-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BLACKFEET TRIBE
PO BOX 850
BROWNING, MT 59417

***Priority Date:** DECEMBER 31, 1910

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 2.57 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 110.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWSW	26	32N	8W	GLACIER

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP

2		NENWNE	27	32N	8W	GLACIER
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Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP

3		SWNENW	27	32N	8W	GLACIER
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Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP

Period of Use:

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	25.00		NWSW	26	32N	8W	GLACIER
2	45.00		NE	27	32N	8W	GLACIER
3	40.00		NW	27	32N	8W	GLACIER
Total:	110.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 63.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 282-124 , DATED 09/17/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157535-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RODNEY W PERRY
PO BOX 156
CUT BANK, MT 59427

MARILYN J PERRY
PO BOX 156
CUT BANK, MT 59427

Priority Date: JUNE 1, 1930

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 3.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 532.00

***Source Name:** TWO MEDICINE RIVER

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO SEPTEMBER 30

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	32.00		SESE	16	33N	6W	GLACIER
2	25.00		S2NESW	16	33N	6W	GLACIER
3	28.00		NWSW	16	33N	6W	GLACIER
4	25.00		SESW	16	33N	6W	GLACIER
5	28.00		NWNE	17	33N	6W	GLACIER
6	25.00		NENW	17	33N	6W	GLACIER
7	35.00		NWNW	17	33N	6W	GLACIER
8	28.00		NESE	17	33N	6W	GLACIER
9	21.00		SWSW	17	33N	6W	GLACIER
10	39.00		NENE	18	33N	6W	GLACIER
11	38.00		NWNE	18	33N	6W	GLACIER
12	22.00		SENE	18	33N	6W	GLACIER
13	40.00		SESE	18	33N	6W	GLACIER
14	40.00		SWSE	18	33N	6W	GLACIER
15	32.00		NENE	19	33N	6W	GLACIER
16	40.00		NWNE	19	33N	6W	GLACIER
17	10.00		NENW	20	33N	6W	GLACIER
18	24.00		NWNW	20	33N	6W	GLACIER

Total: 532.00

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE SUM OF THE PARCEL ACRES IS 185.40.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157536-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PERRY LAND & LIVESTOCK INC
PO BOX 819
CUT BANK, MT 59427**

**DANA C PERRY
PO BOX 819
CUT BANK, MT 59427**

Priority Date: JUNE 15, 1939

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 10.25 CFS

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

Climatic Area: 5 - LOW

Maximum Acres: 920.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: MAY 15 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 15 TO SEPTEMBER 30

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	160.00		SE	25	34N	8W	GLACIER
2	160.00		SW	25	34N	8W	GLACIER
3	10.00		SENESE	26	34N	8W	GLACIER
4	10.00		SWNESE	26	34N	8W	GLACIER
5	10.00		SEWSE	26	34N	8W	GLACIER
6	10.00		SWNWSE	26	34N	8W	GLACIER
7	40.00		SESE	26	34N	8W	GLACIER
8	40.00		SWSE	26	34N	8W	GLACIER
9	160.00		NE	35	34N	8W	GLACIER
10	160.00		SE	35	34N	8W	GLACIER
11	10.00		NENESW	35	34N	8W	GLACIER
12	10.00		SENESE	35	34N	8W	GLACIER
13	10.00		NESESE	35	34N	8W	GLACIER
14	10.00		SESESE	35	34N	8W	GLACIER
15	40.00		NESW	36	34N	8W	GLACIER
16	40.00		NWSW	36	34N	8W	GLACIER
17	40.00		SWSW	36	34N	8W	GLACIER

Total: 920.00

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935 . THIS CLAIM APPEARS TO BE REDUNDANT.

AS OF 03/11/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY THE BLACKFEET TRIBE, ATTN MARK MAGEE , P.O. BOX 85 , BROWNING, MT , 59417.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 303.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 182-198 , DATED 09/06/1982 APPEARS TO INDICATE 820.26 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157825-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHERYL S CURRY
130 CURRY RD
VALIER, MT 59486

GENE R CURRY
130 CURRY RD
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1929

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 TWO MEDICINE RIVER

Source Type: SURFACE WATER

ALSO KNOWN AS HARWOOD SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWN	12	31N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWN	WNW	12	31N	6W PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 157838-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: **WITHDRAWN**

Owners: ALVA & SONS INC
PO BOX 665
CUT BANK, MT 59427 0665

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: TWO MEDICINE RIVER

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 05/10/2005.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158020-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOYCE E KREBS
PO BOX 8
ARLINGTON, OR 97812 0008

***Priority Date:** DECEMBER 31, 1910

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: ELK CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		NENE	9	31N	12W	GLACIER	

Period of Diversion: MAY 1 TO NOVEMBER 15

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		S2NWNW	10	31N	12W	GLACIER	
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Period of Diversion: MAY 1 TO NOVEMBER 15

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO NOVEMBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENE	9	31N	12W	GLACIER
2			S2NWNW	10	31N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158021-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOYCE E KREBS
PO BOX 8
ARLINGTON, OR 97812 0008

Priority Date: DECEMBER 31, 1952

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNWSE	9	31N	12W	GLACIER

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: KREBS #1

<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNWSE	9	31N	12W	GLACIER
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	7.00 FEET				
Depth:	4.00 FEET				
Surface Area:	1.80 ACRES				
Capacity:	2.88 ACRE-FEET				

THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: MAY 1 TO NOVEMBER 15

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2NWSE	9	31N	12W	GLACIER

Remarks:

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 11/18/2014.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158026-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HERBERT M SHERBURNE
705 54TH ST S
GREAT FALLS, MT 59405

BETSEY S STEVENS
701 N CORDOVA AVE
ALHAMBRA, CA 91801

Priority Date: MARCH 1, 1950

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2N	7	31N	6W	PONDERA

Period of Diversion: MARCH 1 TO NOVEMBER 15

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MARCH 1 TO NOVEMBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2N	7	31N	6W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158429-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: A

Owners: REBECCA S STOLTZ
410 BUFFALO RIDGE
VALIER, MT 59486

GEORGE E STOLTZ
410 BUFFALO RIDGE
VALIER, MT 59486

Priority Date: FEBRUARY 20, 1971

CLAIM FILED LATE 05/01/1982 . 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.

***Source Name:** UNNAMED TRIBUTARY OF ROCKY RIDGE COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENE	34	31N	6W	PONDERA

***Period of Diversion:** JANUARY 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>
	NENENE	34	31N	6W	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 13.00 FEET
Depth: 10.00 FEET
Surface Area: 0.50 ACRES
Capacity: 2.00 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENENE	34	31N	6W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

PROCESSING FEE INSUFFICIENT TO COVER LATE CLAIM. TOTAL AMOUNT DUE \$150.00.
IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158430-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: A

Owners: GEORGE E STOLTZ
410 BUFFALO RIDGE
VALIER, MT 59486

REBECCA S STOLTZ
410 BUFFALO RIDGE
VALIER, MT 59486

***Priority Date:** JUNE 6, 1937

CLAIM FILED LATE 05/01/1982 . 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): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 31.00 CFS

Volume: 2,593.89 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 1,729.26

***Source Name:** BADGER CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSENE	24	30N	10W	GLACIER

***Period of Diversion:** MAY 1 TO NOVEMBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

WATER DIVERGED FROM BADGER CREEK IS TRANSPORTED THROUGH FOUR HORNS FEEDER CANAL TO FOUR HORNS LAKE. WATER STORED IN FOUR HORNS LAKE IS TRANSPORTED TO BALCKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BACKTAIL CREEK IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER FISHER CANAL.

Reservoir: OFFSTREAM **Reservoir Name:** FOUR HORNS LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1

Dam Height: 53.00 FEET

Depth: 64.00 FEET

Surface Area: 781.00 ACRES

Capacity: 20,000.00 ACRE-FEET

THE DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY AND DAM HEIGHT WAS OBTAINED FROM THE INVENTORY OF DAMS WITH CAPACITIES GREATER THAN 50 ACRE FEET MONTANA WATER RESOURCES BOARD.

Period of Use: MAY 1 TO NOVEMBER 15

***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	320.00		S2	6	30N	6W	PONDERA
2	532.27			13	31N	6W	PONDERA
3	40.00		NWNW	16	31N	6W	PONDERA
4	40.00		SWSW	24	31N	6W	PONDERA
5	40.00		NWNW	25	31N	6W	PONDERA
6	40.00		SENE	25	31N	6W	PONDERA
7	40.00		NWSW	25	31N	6W	PONDERA
8	40.00		SENE	26	31N	6W	PONDERA
9	40.00		SWNE	26	31N	6W	PONDERA
10	80.00		S2NW	26	31N	6W	PONDERA
11	40.00		SESE	26	31N	6W	PONDERA
12	40.00		NWSW	26	31N	6W	PONDERA
13	40.00		SWSW	26	31N	6W	PONDERA
14	40.00		SENE	27	31N	6W	PONDERA
15	80.00		N2SE	27	31N	6W	PONDERA
16	76.99		E2NE	34	31N	6W	PONDERA
17	40.00		NWNE	34	31N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
18	40.00		SWNE	34	31N	6W	PONDERA
19	40.00		NWSE	34	31N	6W	PONDERA
20	40.00		NWNE	35	31N	6W	PONDERA
21	40.00		NENW	35	31N	6W	PONDERA
Total:	1,729.26						

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189926-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

PROCESSING FEE INSUFFICIENT TO COVER LATE CLAIM. TOTAL AMOUNT DUE \$150.00.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 876.75 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 178-61, 178-63, 178-73, 178-75 , DATED 08/10/1979 , APPEARS TO INDICATE 1015.33 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158721-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROSELYNN J CARROLL
71 BIRDTAIL CREEK RD
FORT SHAW, MT 59443

LEWIS G CARROLL
71 BIRDTAIL CREEK RD
FORT SHAW, MT 59443

Priority Date: JUNE 10, 1967

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SW	1	31N	8W GLACIER

***Period of Diversion:** JANUARY 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>
	SESWSE	1	31N	8W	GLACIER
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	11.00 FEET				
Depth:	8.00 FEET				
Surface Area:	0.55 ACRES				
Capacity:	1.76 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWSE	1	31N	8W	GLACIER

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 05/11/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY ROBERT AND JOAN WELLMAN , 14779 VALIER CUT BANK HWY , VALIER , MT 59486.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158722-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEWIS G CARROLL
71 BIRDTAIL CREEK RD
FORT SHAW, MT 59443

ROSELYNN J CARROLL
71 BIRDTAIL CREEK RD
FORT SHAW, MT 59443

Priority Date: JUNE 1, 1940

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 KIPPS COULEE

Source Type: SURFACE WATER
ALSO KNOWN AS HAGAN SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWNW	20	31N	7W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNWNW	20	31N	7W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 05/11/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY ROBERT AND JOAN WELLMAN , 14779 VALIER CUT BANK HWY , VALIER , MT 59486.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158723-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEWIS G CARROLL
71 BIRDTAIL CREEK RD
FORT SHAW, MT 59443

ROSELYNN J CARROLL
71 BIRDTAIL CREEK RD
FORT SHAW, MT 59443

Priority Date: JUNE 1, 1940

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SPRING, UNNAMED TRIBUTARY OF TWO MEDICINE RIVER

Source Type: SURFACE WATER
ALSO KNOWN AS MCTAGGART SPRING

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N	6	31N	7W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NW	SENW	6	31N	7W PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 05/11/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY ROBERT AND JOAN WELLMAN , 14779 VALIER CUT BAND HWY , VALIER , MT 59486.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158724-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEWIS G CARROLL
71 BIRDTAIL CREEK RD
FORT SHAW, MT 59443

ROSELYNN J CARROLL
71 BIRDTAIL CREEK RD
FORT SHAW, MT 59443

Priority Date: JUNE 1, 1940

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF ALKALI LAKE

Source Type: SURFACE WATER

SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SESE	34	31N	7W PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: MANY GUNS #2

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESESE	34	31N	7W	PONDERA

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 11.00 FEET
 Depth: 8.00 FEET
 Surface Area: 0.30 ACRES
 Capacity: 0.96 ACRE-FEET

THE CAPACITY, DAM HEIGHT, 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESESE	34	31N	7W	PONDERA

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 05/11/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY ROBERT AND JOAN WELLMAN , 14779 VALIER CUT BANK HWY , VALIER , MT 59486.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158725-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT E WELLMAN JR
14779 VALIER CUT BANK HWY
VALIER, MT 59486 5316

JOAN P WELLMAN
14779 VALIER CUT BANK HWY
VALIER, MT 59486 5316

***Priority Date:** APRIL 30, 1953

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 3.07 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 81.00

Source Name: BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SW	NW	1	31N	8W GLACIER

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: MCTAGGART DITCH

Period of Use: APRIL 15 TO OCTOBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.50	4	NWNWNW	6	31N	7W	PONDERA
2	13.50	5	SWNW	6	31N	7W	PONDERA
3	14.00	1	NENE	1	31N	8W	GLACIER
4	4.00	2	SEWNE	1	31N	8W	GLACIER
5	37.00	5	SENE	1	31N	8W	GLACIER
6	11.00		SWNE	1	31N	8W	GLACIER
Total:	81.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/30/1998: PLACE OF USE, MAXIMUM ACRES.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158771-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARK D DEBOO
4092 VALIER DUPUYER RD
VALIER, MT 59486 5442

CATHLEEN M ROACH
4092 VALIER DUPUYER RD
VALIER, MT 59486 5442

Priority Date: JUNE 30, 1903

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	29N	6W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: SWANSON POND

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSE	1	29N	6W	PONDERA

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 0.60 ACRES
 Capacity: 2.40 ACRE-FEET

THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSE	1	29N	6W	PONDERA

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 158772-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: BRENT GAYLORD
 1919 GAYLORD RD
 VALIER, MT 59486 5463
 JOANNE R GAYLORD
 1919 GAYLORD RD
 VALIER, MT 59486 5463

Priority Date: MAY 31, 1958

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 8.00 GPM

Volume: 0.75 AC-FT

Households: 1

Maximum Acres: 0.25

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNE	6	29N	5W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.25		SWSWNE	6	29N	5W	PONDERA

Total: 0.25

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 158772-00, 210815-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159103-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHERYL S CURRY
130 CURRY RD
VALIER, MT 59486

GENE R CURRY
130 CURRY RD
VALIER, MT 59486

Priority Date: JANUARY 26, 1898

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM.

***Volume:** THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	1	29N	8W PONDERA

***Period of Diversion:** APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: RYAN LAUFFER DITCH

***Period of Use:** APRIL 1 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2SW	25	30N	7W	PONDERA
2			S2	26	30N	7W	PONDERA
3			N2N2	35	30N	7W	PONDERA

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/01/2005: MEANS OF DIVERSION, MEANS OF CONVEYANCE, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159114-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GENE R CURRY
130 CURRY RD
VALIER, MT 59486

CHERYL S CURRY
130 CURRY RD
VALIER, MT 59486

***Priority Date:** APRIL 1, 1927

***Type of Historical Right:** USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 2.25 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 60.00

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	SW	NENE	1	29N	8W PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: RYAN LAUFFER DITCH

***Period of Use:** APRIL 1 TO OCTOBER 14

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	25.00		NESE	25	30N	7W	PONDERA
2	35.00		NWNW	35	30N	7W	PONDERA
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.

159114-00 159115-00 159117-00 160284-00 30066093

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/01/2005: PERIOD OF USE, POINT OF DIVERSION, PRIORITY DATE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 27.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159115-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHERYL S CURRY
130 CURRY RD
VALIER, MT 59486

GENE R CURRY
130 CURRY RD
VALIER, MT 59486

***Priority Date:** JUNE 1, 1960

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.50 CFS
(680 GPM)

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 40.00

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	1	29N	8W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: RYAN LAUFFER DITCH

Period of Use: APRIL 15 TO OCTOBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NENW	35	30N	7W	PONDERA
Total:	40.00						

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.

159114-00 159115-00 159117-00 160284-00 30066093

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/01/2005: POINT OF DIVERSION, PERIOD OF USE, TYPE OF HISTORICAL RIGHT.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED. THE PONDERA

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159116-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: CHERYL S CURRY
130 CURRY RD
VALIER, MT 59486

GENE R CURRY
130 CURRY RD
VALIER, MT 59486

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: BIRCH CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. THIS CLAIM MAY BE REINSTATED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159117-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CURRY CATTLE INC
130 CURRY RD
VALIER, MT 59486

Priority Date: MAY 26, 1864

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: NATURAL SUBIRRIGATION

Flow Rate: NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 560.00

Source Name: SUBIRRIGATION, UNNAMED TRIBUTARY OF BIRCH CREEK

Source Type: GROUNDWATER
ALSO KNOWN AS FAGERLIE SWAMP

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENESE	27	30N	7W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: DRAIN DITCH

2		SENESE	34	30N	7W	PONDERA
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Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: DRAIN DITCH

Period of Use: APRIL 15 TO OCTOBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	80.00		W2SW	25	30N	7W	PONDERA
2	320.00		S2	26	30N	7W	PONDERA
3	160.00		N2N2	35	30N	7W	PONDERA
Total:	560.00						

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.

159114-00 159115-00 159117-00 160284-00 30066093

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/01/2005: SOURCE, POINT OF DIVERSION, MEANS OF DIVERSION, MEANS OF CONVEYANCE, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

NOTWITHSTANDING ITS PRIORITY DATE, THIS CLAIM MAY NOT BE USED TO PLACE A CALL ON ANY OTHER WATER RIGHT.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159123-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners: DOUGLAS D LORING
10 SHADY GROVE RD
CUT BANK, MT 59427**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: TWO MEDICINE RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 07/27/2004.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159271-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GILBERT L GREYN
122 2ND AVE NE
DUTTON, MT 59433 9671

HUIGH A GREYN
% ANN MCDONALD
PO BOX 1286
CHOTEAU, MT 59422

HUIGH A GREYN
PO BOX 1413
CUT BANK, MT 59427

Priority Date:

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 3.25 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 386.52

***Source Name:** TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use:

***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	75.10		S2NW	7	33N	6W	GLACIER
2	77.52		W2SE	2	33N	7W	GLACIER
3	40.00		SESE	3	33N	7W	GLACIER
4	40.00		NENE	10	33N	7W	GLACIER
5	40.00		NWNE	10	33N	7W	GLACIER
6	37.00		NENW	10	33N	7W	GLACIER
7	38.20		NWSE	12	33N	7W	GLACIER
8	38.70		NWSW	12	33N	7W	GLACIER
Total:	386.52						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189935 00 . THIS CLAIM APPEARS TO BE REDUNDANT.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/01/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY BEN F. AND ANDREA M. DALIMATA.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/08/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ERIK AND KATHERINE NELSON.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/08/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY GUY AND HEATHER MEIWALD.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/08/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MELANIE WALL.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/08/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY NORTHSTAR FARMS.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/08/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ROBERT AND CAMILLA CLARK.

NO PERIOD OF USE HAS BEEN CLAIMED. THE USUAL AND REASONABLE PERIOD OF USE IN THIS AREA IS APRIL 25 TO OCTOBER 5.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 298.35 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

NO PRIORITY DATE WAS CLAIMED.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159327-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JANE V SMILEY
530 2ND AVE E
KALISPELL, MT 59901

***Priority Date:** DECEMBER 31, 1941

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 TWO MEDICINE RIVER, SOUTH FORK

Source Type: SURFACE WATER
ALSO KNOWN AS HARD TRIGGER CREEK

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		E2	SESE	9	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		SWS	SW	10	30N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		NWNW	15	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION HAS BEEN ESTIMATED.

THE POINT OF DIVERSION IS LOCATED IN LOT 2 HARDTRIGGER SUBDIVISION HOMESTEAD ENTRY SURVEY NO. 712.

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			E2SESE	9	30N	12W	GLACIER
2			SWSWSW	10	30N	12W	GLACIER
3			NWNW	15	30N	12W	GLACIER

THE PLACE OF USE IS LOCATED IN LOT 2 HARDTRIGGER SUBDIVISION HOMESTEAD ENTRY SURVEY NO. 712.

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159328-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PATRICIA K CHANEY
PO BOX 8858
PORTLAND, OR 97207 8858

JOHN R CHANEY
PO BOX 8858
PORTLAND, OR 97207 8858

DOUG HAMMILL
PO BOX 1494
EUREKA, MT 59917

Priority Date: AUGUST 31, 1958

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 10.00 GPM

Volume: 1.00 AC-FT

Households: 1

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	SE	9	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION HAS BEEN ESTIMATED.

THE POINT OF DIVERSION IS LOCATED IN LOT 1 HARDTRIGGER SUBDIVISION HOMESTEAD ENTRY SURVEY NO. 712.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NW	SE	9	30N	12W	GLACIER

THE PLACE OF USE IS LOCATED IN LOT 1 HARDTRIGGER SUBDIVISION HOMESTEAD ENTRY SURVEY NO. 712.
 THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159337-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PATRICIA K CHANEY
PO BOX 8858
PORTLAND, OR 97207 8858

JOHN R CHANEY
PO BOX 8858
PORTLAND, OR 97207 8858

BOB RUMMEL
PO BOX 291
EAST GLACIER PARK, MT 59434 0291

***Priority Date:** DECEMBER 31, 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:** DEEP CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	5	SENESE	14	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		S2SE	14	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3	1	NWNWNE	23	30N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4	1	NENENW	23	30N	12W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		5	SENESE	14	30N	12W	GLACIER
2			S2SE	14	30N	12W	GLACIER
3		1	NWNWNE	23	30N	12W	GLACIER
4		1	NENENW	23	30N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159338-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PATRICIA K CHANEY
PO BOX 8858
PORTLAND, OR 97207 8858

JOHN R CHANEY
PO BOX 8858
PORTLAND, OR 97207 8858

***Priority Date:** DECEMBER 31, 1942

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 DEEP CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	SE	14	30N 12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSWSE	14	30N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159339-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOHN R CHANEY
PO BOX 8858
PORTLAND, OR 97207 8858

BOB RUMMEL
PO BOX 291
EAST GLACIER PARK, MT 59434 0291

PATRICIA K CHANEY
PO BOX 8858
PORTLAND, OR 97207 8858

Priority Date: SEPTEMBER 1, 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: DOG GUN LAKE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	5	NESE	14	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2	6	NWSE	14	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		5	NESE	14	30N	12W	GLACIER
2		6	NWSE	14	30N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159340-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT W RUMMEL
PO BOX 291
EAST GLACIER PARK, MT 59434

***Priority Date:** DECEMBER 31, 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 DEEP CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENE	23	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENENE	23	30N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159341-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT W RUMMEL
PO BOX 291
EAST GLACIER PARK, MT 59434

***Priority Date:** DECEMBER 31, 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 DEEP CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NENWNE	23	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		1	NENWNE	23	30N	12W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159342-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ROBERT W RUMMEL
 PO BOX 291
 EAST GLACIER PARK, MT 59434

***Priority Date:** DECEMBER 31, 1942

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 2.00 GPM

Volume: 1.00 AC-FT

Households: 1

Maximum Acres: 0.02

Source Name: DEEP CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESESE	14	30N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

BUCKET USED AS AN ADDITIONAL MEANS OF DIVERSION.

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	0.02		NESESE	14	30N	12W	GLACIER

Total: 0.02

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159346-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ERNEST G KING
PO BOX 850
VALIER, MT 59486

IRENE M KING
PO BOX 850
VALIER, MT 59486

Priority Date: JUNE 3, 1941

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 60.00 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 BIRCH CREEK

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENE	14	30N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

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			NENENE	14	30N	6W	PONDERA

Remarks:

CLAIM FILED 05/01/1982 . 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.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

AS OF 03/18/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY THE BLACKFEET TRIBE , PO BOX 850 , BROWNING, MT , 59417-0850.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159347-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: RHONDA M KING
PO BOX 17860
MISSOULA, MT 59808 7860

CHARLES R KING
PO BOX 17860
MISSOULA, MT 59808 7860

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF BIRCH 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 12/04/2014.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159348-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: IRENE M KING
PO BOX 850
VALIER, MT 59486

ERNEST G KING
PO BOX 850
VALIER, MT 59486

Priority Date: JUNE 3, 1941

CLAIM FILED LATE 05/01/1982 . 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): MULTIPLE DOMESTIC

Flow Rate: 50.00 GPM

Volume: 1.50 AC-FT

Households: 2

Maximum Acres: 2.00

***Source Name:** GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SENE	14	30N	6W PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		SE	SENE 14	30N	6W	PONDERA
Total:	2.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

AS OF 03/18/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY THE BLACKFEET TRIBE , PO BOX 850 , BROWNING, MT , 59417-0850.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159349-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: A

Owners: ERNEST G KING
PO BOX 850
VALIER, MT 59486

IRENE M KING
PO BOX 850
VALIER, MT 59486

Priority Date: JUNE 3, 1941

CLAIM FILED LATE 05/01/1982 . 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): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 68.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 4.00

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	SESENE	14	30N	6W	PONDERA

Period of Diversion: JUNE 15 TO OCTOBER 15

Diversion Means: PUMP

Period of Use: JUNE 15 TO OCTOBER 15

***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	4.00		E2SESENE	14	30N	6W	PONDERA
Total:	4.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FILING FEE INSUFFICIENT TO COVER CLAIM. TOTAL AMOUNT DUE \$150

AS OF 03/18/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY THE BLACKFEET TRIBE , PO BOX 850 , BROWNING, MT , 59417-0850.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159350-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Late Claim: A

Owners: RHONDA M KING
PO BOX 17860
MISSOULA, MT 59808 7860

CHARLES R KING
PO BOX 17860
MISSOULA, MT 59808 7860

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: BIRCH 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 12/04/2014.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159351-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KINGSBURY COLONY INC
600 KINGSBURY COLONY RD
VALIER, MT 59486

Priority Date: MAY 19, 1897

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 25.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS LAUFFER WELL

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENWNW	2	29N	7W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENWNW	2	29N	7W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

159351-00 159352-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159352-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: KINGSBURY COLONY INC
 600 KINGSBURY COLONY RD
 VALIER, MT 59486

Priority Date: MAY 19, 1897

Type of Historical Right: USE

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate: 25.00 GPM

Volume: 30.00 AC-FT

Households: 20

Maximum Acres: 1.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS LAUFFER WELL

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	4	SENWNW	2	29N	7W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00	4	S2NWNW	2	29N	7W	PONDERA

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.

159351-00 159352-00

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 VOLUME EXCEEDS THE 22.50 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159381-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KARL G RAPPOLD
PO BOX 182
DUPUYER, MT 59432

***Priority Date:** DECEMBER 7, 1891

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SCOFFIN CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENE	2	27N	9W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		SEWNNE	2	27N	9W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		NWSWNE	2	27N	9W	TETON
---	--	--------	---	-----	----	-------

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		NE	2	27N	9W	TETON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		NE	2	27N	9W	TETON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6		SE	3	27N	9W	TETON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
7		NE	3	27N	9W	TETON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
8		NE	3	27N	9W	TETON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
9		NW	3	27N	9W	TETON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
10		NE	3	27N	9W	TETON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NE	2	27N	9W	TETON
2			SE	2	27N	9W	TETON
3			NW	2	27N	9W	TETON
4			NE	2	27N	9W	TETON
5			NE	2	27N	9W	TETON
6			SE	3	27N	9W	TETON
7			NE	3	27N	9W	TETON
8			NE	3	27N	9W	TETON
9			NW	3	27N	9W	TETON
10			NE	3	27N	9W	TETON

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

159381-00 159383-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159382-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KARL G RAPPOLD
PO BOX 182
DUPUYER, MT 59432

Priority Date: JULY 7, 1894

Type of Historical Right: DECREED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SHEEP CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S2NE	33	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		S2NE	34	28N	9W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		SWSWNW	34	28N	9W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		NWNWSE	34	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		NENSW	34	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6		SENWSW	34	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
7		SENENW	35	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
8		N2SENW	35	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
9		NESWNW	35	28N	9W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2NE	33	28N	9W	PONDERA
2			S2NE	34	28N	9W	PONDERA
3			SWSWNW	34	28N	9W	PONDERA
4			NWNWSE	34	28N	9W	PONDERA
5			NENSW	34	28N	9W	PONDERA
6			SENWSW	34	28N	9W	PONDERA
7			SENENW	35	28N	9W	PONDERA
8			N2SENW	35	28N	9W	PONDERA
9			NESWNW	35	28N	9W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

159382-00 159385-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159383-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KARL G RAPPOLD
PO BOX 182
DUPUYER, MT 59432

***Priority Date:** DECEMBER 7, 1891

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 153.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 9.00

***Source Name:** SCOFFIN CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	NE	SW	3	27N	9W TETON

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: HEADGATE

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.00		NWNWSE	3	27N	9W	TETON
2	6.00		NENESW	3	27N	9W	TETON
Total:	9.00						

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.

159381-00 159383-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/09/1998: MAXIMUM ACRES, PLACE OF USE.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. AERIAL PHOTOGRAPH NO(S). ZR-5T-97 , DATED 06/30/1957 , APPEARS TO INDICATE 3.66 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159384-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KARL G RAPPOLD
PO BOX 182
DUPUYER, MT 59432

Priority Date: SEPTEMBER 21, 1904

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 7.65 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 202.00

Source Name: UNNAMED TRIBUTARY OF SHEEP CREEK

Source Type: SURFACE WATER
ALSO KNOWN AS DAVIS CREEK

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NEN	3	27N	9W	TETON

Period of Diversion: MAY 1 TO SEPTEMBER 1

Diversion Means: HEADGATE

Period of Use: MAY 1 TO SEPTEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		NWN	NENW	3	27N	9W TETON
2	1.00		NEN	NWNW	3	27N	9W TETON
3	15.00		S	2NESE	34	28N	9W PONDERA
4	8.00		S	2NWSE	34	28N	9W PONDERA
5	2.00		N	WSESE	34	28N	9W PONDERA
6	16.00		N	2SWSE	34	28N	9W PONDERA
7	2.00		S	WSWSE	34	28N	9W PONDERA
8	1.00		S	ENESW	34	28N	9W PONDERA
9	18.00		S	ESW	34	28N	9W PONDERA
10	1.00		S	ESWSW	34	28N	9W PONDERA
11	27.00		S	ENE	35	28N	9W PONDERA
12	17.00		S	WNE	35	28N	9W PONDERA
13	7.00		N	2NESE	35	28N	9W PONDERA
14	31.00		N	WSE	35	28N	9W PONDERA
15	1.00		N	WSESE	35	28N	9W PONDERA
16	34.00		S	2N2SW	35	28N	9W PONDERA
17	5.00		N	ENESW	35	28N	9W PONDERA
18	15.00		N	2S2SW	35	28N	9W PONDERA
Total:	202.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/09/1998: PLACE OF USE, MAXIMUM ACRES.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-79 , DATED 09/17/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159385-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KARL G RAPPOLD
PO BOX 182
DUPUYER, MT 59432

Priority Date: JULY 7, 1894

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 3.75 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 30.00

Source Name: SHEEP CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSENE	32	28N	9W	PONDERA

Period of Diversion: MAY 1 TO SEPTEMBER 1

Diversion Means: HEADGATE

Period of Use: MAY 1 TO SEPTEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	14.00		SWNENE	33	28N	9W	PONDERA
2	7.00		S2NWNE	33	28N	9W	PONDERA
3	7.00		W2SENE	33	28N	9W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4	2.00		SWNE	33	28N	9W	PONDERA
Total:	30.00						

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

159382-00 159385-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 56.00 GPM PER ACRE.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-79 , DATED 09/17/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159386-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KARL G RAPPOLD
PO BOX 182
DUPUYER, MT 59432

Priority Date: DECEMBER 20, 1901

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 3.18 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 84.00

***Source Name:** UNNAMED TRIBUTARY OF SCOFFIN CREEK

Source Type: SURFACE WATER

***Source Name:** SCOFFIN CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SENE	3	27N	9W	TETON

***Source Name:** SCOFFIN CREEK

Period of Diversion: MAY 1 TO SEPTEMBER 1

Diversion Means: HEADGATE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
2		NE	10	27N	9W	TETON

*Source Name: UNNAMED TRIBUTARY OF SCOFFIN CREEK

Period of Diversion: MAY 1 TO SEPTEMBER 1

Diversion Means: HEADGATE

Period of Use: MAY 1 TO SEPTEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1	2.00		SW	2	27N	9W	TETON
2	3.00		SE	2	27N	9W	TETON
3	2.00		SW	2	27N	9W	TETON
4	15.00		SW	2	27N	9W	TETON
5	20.00		NW	2	27N	9W	TETON
6	2.00		NW	2	27N	9W	TETON
7	40.00		E	3	27N	9W	TETON
Total:	84.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 31685-00, 159386-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/07/2014 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY DONALD AND BARBARA DODGE.

THE TETON COUNTY WATER RESOURCES SURVEY (1962) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 178-72 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159387-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KARL G RAPPOLD
PO BOX 182
DUPUYER, MT 59432

Priority Date: MAY 1, 1912

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 2.50 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 6.00

***Source Name:** UNNAMED TRIBUTARY OF SHEEP CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSE	35	28N	9W	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: HEADGATE

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.00		NWSE	35	28N	9W	PONDERA
2	1.00		SWSE	35	28N	9W	PONDERA
3	1.00		NESE	35	28N	9W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4	1.00		SE	SWNW	35	28N	9W PONDERA
Total:	6.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 187.00 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 159523-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ROMAN CATHOLIC BISHOP OF HELENA
 PO BOX 1729
 HELENA, MT 59624 1729

Priority Date: MAY 1, 1890

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 30.00 GPM

Volume: 1.00 AC-FT

Households: 1

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3	NWNENW	2	31N	9W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		3	NENW	2	31N	9W	GLACIER

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.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 160284-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GENE R CURRY
130 CURRY RD
VALIER, MT 59486

CHERYL S CURRY
130 CURRY RD
VALIER, MT 59486

***Priority Date:** JUNE 1, 1957

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.33 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 35.00

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	1	29N	8W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: RYAN LAUFFER DITCH

Period of Use: APRIL 15 TO OCTOBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	35.00		NWNW	35	30N	7W	PONDERA
Total:	35.00						

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

159114-00 159115-00 159117-00 160284-00 30066093

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 04/01/2005.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

IMPLIED CLAIM NO. 41M 30066093 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
 CLAIM FORM NOT SIGNED OR NOTARIZED.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 23 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 160285-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ELMER L PARR
PO BOX 838
VALIER, MT 59486

MARGARET M PARR
PO BOX 838
VALIER, MT 59486

Priority Date: JUNE 30, 1963

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 5.00 GPM

Volume: 1.00 AC-FT

Households: 1

Source Name: GROUNDWATER
Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSW	6	29N	5W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSWSW	6	29N	5W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE FORM GW4, DECLARATION OF VESTED GROUNDWATER RIGHTS, FILED DECEMBER 31, 1963 WAS USED IN LIEU OF A GW2 , NOTICE OF COMPLETION OF GROUNDWATER APPROPRIATION.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 160717-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: MARY A PILGERAM
 PO BOX 67
 EAST GLACIER PARK, MT 59434
 CLINTON R PILGERAM
 PO BOX 67
 EAST GLACIER PARK, MT 59434

***Priority Date:** DECEMBER 31, 1931

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 5.00 GPM

Volume: 5.00 AC-FT

Households: 1

Maximum Acres: 0.70

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3	NESEW	18	31N	12W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Subdivision: DAWSON TOWNSITE ADD AMEND TRACT/LOT: 003 BLOCK: 001

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.70	3	NESESW	18	31N	12W	GLACIER
<u>Subdivision:</u>		DAWSON TOWNSITE ADD AMEND TRACT/LOT: 003 BLOCK: 001					
Total:	0.70						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/28/2004: NUMBER OF HOUSEHOLDS, VOLUME.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 CLAIMED WATER RIGHT MAY BE QUESTIONABLE. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE RIGHT WAS LAST USED IN 1939.

THE CLAIMED VOLUME EXCEEDS THE 4.00 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

VOLUME MAY BE EXCESSIVE. BASED ON THE FLOW RATE AND PERIOD OF USE, THE SYSTEM WOULD HAVE TO RUN 14.83 HOURS PER DAY TO DELIVER THE CLAIMED VOLUME. NO INFORMATION EXISTS IN THE CLAIM FILE TO CONFIRM THIS FIGURE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 160806-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HELEN SHOW
PO BOX 1066
BROWNING, MT 59417

JERRY J SHOW
PO BOX 1066
BROWNING, MT 59417

***Priority Date:** DECEMBER 31, 1932

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S2S2	23	31N	11W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		S2NW	27	31N	11W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		SWSW	28	31N	11W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4		S2SWSE	29	31N	11W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

5		N2NE	32	31N	11W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

6		NWNWNW	33	31N	11W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2S2	23	31N	11W	GLACIER
2			S2NW	27	31N	11W	GLACIER
3			SWSW	28	31N	11W	GLACIER
4			S2SWSE	29	31N	11W	GLACIER
5			N2NE	32	31N	11W	GLACIER
6			NWNWNW	33	31N	11W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 160807-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HELEN SHOW
PO BOX 1066
BROWNING, MT 59417

JERRY J SHOW
PO BOX 1066
BROWNING, MT 59417

***Priority Date:** DECEMBER 31, 1932

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 35.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSW	23	31N	11W	GLACIER

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

***Period of Use:** JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSWSW	23	31N	11W	GLACIER

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

160807-00 160808-00

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 05/28/2004.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 160808-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: HELEN SHOW
 PO BOX 1066
 BROWNING, MT 59417
 JERRY J SHOW
 PO BOX 1066
 BROWNING, MT 59417

***Priority Date:** DECEMBER 31, 1932

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 35.00 GPM

Volume: 5.00 AC-FT

Households: 1

Maximum Acres: 2.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSW	23	31N	11W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		SWSWSW	23	31N	11W	GLACIER

Total: 2.00

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

160807-00 160808-00

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 05/28/2004.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 160994-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOAN M LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

Priority Date: APRIL 25, 1958

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SPRING, UNNAMED TRIBUTARY OF SPRING CREEK

Source Type: SURFACE WATER
ALSO KNOWN AS FOOTHILLS SPRINGS

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNESE	36	32N	10W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNESE	36	32N	10W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/28/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 160999-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOAN M LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1880

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SPRING CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S2	SENE 36	32N	10W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		N2	SE 36	32N	10W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		N	SEW 36	32N	10W	GLACIER
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		E2NWSW	36	32N	10W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2SENE	36	32N	10W	GLACIER
2			N2SE	36	32N	10W	GLACIER
3			NESW	36	32N	10W	GLACIER
4			E2NWSW	36	32N	10W	GLACIER

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

160999-00 161017-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/29/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161000-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT H LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

JOAN M LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1880

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SPRING, UNNAMED TRIBUTARY OF BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNENW	17	31N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNENW	17	31N	8W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/29/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY HUGH MONROE. IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161001-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOAN M LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

ROBERT H LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1880

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF BADGER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWN	NW	17	31N	8W GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWN	17	31N	8W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/29/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY HUGH MONROE. IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161002-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOAN M LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

ROBERT H LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1880

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** AGENCY CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S2	SWNW 20	31N	8W	GLACIER

Period of Diversion: MAY 1 TO NOVEMBER 1

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO NOVEMBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2SWNW	20	31N	8W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/29/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY HUGH MONROE. IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161003-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT H LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

JOAN M LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1880

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** BADGER CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2SW	17	31N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2SW	17	31N	8W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/29/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY HUGH MONROE. IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161017-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOAN M LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1880

Type of Historical Right: USE

***Purpose(use):** IRRIGATION

Irrigation Type: NATURAL SUBIRRIGATION

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 80.00

***Source Name:** SPRING CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2S2	36	32N	10W	GLACIER

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: NATURAL OVERFLOW

Period of Use: APRIL 1 TO NOVEMBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	80.00		N2S2	36	32N	10W	GLACIER

Total: 80.00

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.

160999-00 161017-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/24/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

THIS CLAIMED PURPOSE IS QUESTIONED AS A BENEFICIAL USE OF WATER EXISTING PRIOR TO JULY 1, 1973.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161019-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOAN M LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

ROBERT H LAYNE
4689 WILLOW ROUNDS
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1900

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00

Source Name: AGENCY CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		SWSWNW	20	31N	8W	GLACIER	

Period of Diversion: MAY 1 TO NOVEMBER 1

Diversion Means: DITCH

Period of Use: MAY 1 TO NOVEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWNW	20	31N	8W	GLACIER
Total:	40.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/24/2013 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY HUGH MONROE. USDA AERIAL PHOTOGRAPH NO(S). 282-41 , DATED 09/06/1982 , APPEARS TO INDICATE 15.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE. AERIAL PHOTOGRAPH NO(S). MS-2GG-102 , DATED 06/08/1966 , APPEARS TO INDICATE 15.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE. IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161049-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BILLIETTE S BROOKS
PO BOX 1107
DILLON, MT 59725 1107

RALEIGH R SMITH
PO BOX 398
CUT BANK, MT 59427

CLAIRE P SMITH
PO BOX 398
CUT BANK, MT 59427

PAMELA D SMITH
PO BOX 398
CUT BANK, MT 59427

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate: 1.52 CFS**

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 40.00
Source Name: TWO MEDICINE RIVER
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: MAY 1 TO JULY 31

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: MAY 1 TO JULY 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SESW	2	33N	8W	GLACIER

Total: 40.00

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET INDIAN RESERVATION UNDER CLAIM NO. 189935-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

FILING FEE INSUFFICIENT TO COVER CLAIM. TOTAL AMOUNT DUE \$40.00

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE.

THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 111055-00, 124642-00, 144500-00, 152617-00, 152668-00, 153753-00, 153754-00, 153755-00, 153756-00, 153796-00, 153797-00, 153798-00, 154512-00, 154899-00, 155360-00, 159123-00, 161049-00, 189935-00, 192936-00.

THE GLACIER COUNTY WATER RESOURCES SURVEY 1969 APPEARS TO INDICATE ONLY 12.80 ACRES IRRIGATED OUT OF THE DITCH.

USDA AERIAL PHOTOGRAPH NO(S). 282-135 , DATED 09/11/1982 , APPEARS TO INDICATE 15.80 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161281-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GERALD M LEAR
PO BOX 621
CHOTEAU, MT 59422 0621

***Priority Date:** JUNE 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 BIRCH CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS GEORGE DAVIS COULEE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSW	32	29N	8W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: LEAR RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESWSW	32	29N	8W	PONDERA

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 0.70 ACRES
 Capacity: 2.80 ACRE-FEET

THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JUNE 1 TO OCTOBER 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			NESWSW	32	29N	8W	PONDERA

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161282-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

JOAN CAMPBELL
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

ANN OKEEFE
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

KAY BEHRENS
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

LOIS GIOVANINI
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

NANCY PEARSON
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

MARY FAYE LANGEVIN
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

Priority Date: APRIL 10, 1942

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:** SPRING, UNNAMED TRIBUTARY OF SCOFFIN CREEK

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNESW	31	28N	8W	PONDERA

Period of Diversion: JUNE 1 TO DECEMBER 1

Diversion Means: DEVELOPED SPRING

Period of Use: JUNE 1 TO DECEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNESW	31	28N	8W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161323-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAROLE EATON
PO BOX 1255
BROWNING, MT 59417

MICHAEL EATON
PO BOX 1255
BROWNING, MT 59417

***Priority Date:** APRIL 30, 1982

THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION.

THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.

Type of Historical Right: FILED

Purpose(use): STOCK

Flow Rate: 10.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	SENWNW	18	31N	9W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		1	SEN	WNW 18	31N	9W	GLACIER

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

161323-00 161325-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161325-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAROLE EATON
PO BOX 1255
BROWNING, MT 59417

MICHAEL EATON
PO BOX 1255
BROWNING, MT 59417

***Priority Date:** APRIL 30, 1982

THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION.

THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.

Type of Historical Right: FILED

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate: 10.00 GPM

Volume: 2.00 AC-FT

Households: 2

Maximum Acres: 0.50

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	SENWNW	18	31N	9W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.50	1	SEN	WNW 18	31N	9W	GLACIER
Total:	0.50						

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

161323-00 161325-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161328-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAROLE EATON
PO BOX 1255
BROWNING, MT 59417

MICHAEL EATON
PO BOX 1255
BROWNING, MT 59417

***Priority Date:** MAY 21, 1973

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 112.20 GPM

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 100.00

Source Name: TWO MEDICINE RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		N	W	7	31	9	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

Period of Use: MAY 1 TO SEPTEMBER 30

***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	20.00		W2SESW	7	31N	9W	GLACIER
2	40.00	4	SWSW	7	31N	9W	GLACIER
3	40.00	1	NWNW	18	31N	9W	GLACIER
Total:	100.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-038 , DATED 09/06/1982 , APPEARS TO INDICATE 36.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161492-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

LOIS GIOVANINI
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

GERALD M LEAR
PO BOX 621
CHOTEAU, MT 59422 0621

MARY FAYE LANGEVIN
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

JOAN CAMPBELL
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

ANN OKEEFE
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

KAY BEHRENS
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

NANCY PEARSON
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

Priority Date: MAY 1, 1892

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SPRING, UNNAMED TRIBUTARY OF SHEEP CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWNE	25	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: UNDEVELOPED SPRING

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			NESWNE	25	28N	9W	PONDERA

Remarks:

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 01/20/2006.

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 01/27/2004.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161494-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: GERALD M LEAR
 PO BOX 621
 CHOTEAU, MT 59422 0621

***Priority Date:** JUNE 10, 1920

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 30.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SPRING, UNNAMED TRIBUTARY OF SHEEP CREEK

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSE	25	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PIPELINE

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			SEWNW	25	28N	9W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161495-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GERALD M LEAR
PO BOX 621
CHOTEAU, MT 59422 0621

Priority Date: JUNE 1, 1930

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 GEORGE DAVIS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	12	SENE	6	28N	8W	PONDERA

Period of Diversion: MAY 1 TO NOVEMBER 1

Diversion Means: UNDEVELOPED SPRING

Period of Use: MAY 1 TO NOVEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		12	S2SENE	6	28N	8W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161498-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

NANCY PEARSON
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

LOIS GIOVANINI
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

ANN OKEEFE
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

GERALD M LEAR
PO BOX 621
CHOTEAU, MT 59422 0621

MARY FAYE LANGEVIN
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

KAY BEHRENS
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

JOAN CAMPBELL
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

Priority Date: MAY 1, 1892

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.25 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 70.00

***Source Name:** SHEEP CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESENW	25	28N	9W	PONDERA

Period of Diversion: MAY 1 TO JUNE 30

Diversion Means: HEADGATE

Period of Use: MAY 1 TO JUNE 30

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	25.00		SESE	24	28N	9W	PONDERA
2	30.00		NENE	25	28N	9W	PONDERA
3	10.00		NWNE	25	28N	9W	PONDERA
4	5.00		NESENW	25	28N	9W	PONDERA
Total:	70.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/20/2006: POINT OF DIVERSION, PLACE OF USE.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-79 , DATED 09/17/1982 , APPEARS TO INDICATE 15.70 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161499-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

MARY FAYE LANGEVIN
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

NANCY PEARSON
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

KAY BEHRENS
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

LOIS GIOVANINI
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

GERALD M LEAR
PO BOX 621
CHOTEAU, MT 59422 0621

JOAN CAMPBELL
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

ANN OKEEFE
% GERALD M. LEAR
PO BOX 621
CHOTEAU, MT 59422

Priority Date: JUNE 13, 1900

Type of Historical Right: DECREED

Purpose(use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 7.50 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 180.00

***Source Name:** SHEEP CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNE	33	28N	9W	PONDERA

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

Period of Use: MAY 1 TO SEPTEMBER 30

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	10.00		SWSWSE	24	28N	9W	PONDERA
2	10.00		SESESW	24	28N	9W	PONDERA
3	40.00		NWNE	25	28N	9W	PONDERA
4	95.00		NW	25	28N	9W	PONDERA
5	25.00		NWNE	26	28N	9W	PONDERA
Total:	180.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/20/2006: POINT OF DIVERSION, PLACE OF USE, PRIORITY DATE.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 600 MINER'S INCHES DECREED IN CASE NO. 5228 , PONDERA COUNTY. 129636-00, 129644-00, 161499-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 282-72 , DATED 09/17/1982 , APPEARS TO INDICATE 10.40 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161998-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: APRIL 9, 1884

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate: 11.00 CFS**

THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume: 1,676.00 AC-FT**

THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** APRIL 1 TO OCTOBER 14

Diversion Means: DAM

2		NENSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
14	640.00		14	28N	1W	PONDERA
15	640.00		15	28N	1W	PONDERA
16	640.00		16	28N	1W	PONDERA
17	640.00		17	28N	1W	PONDERA
18	640.00		18	28N	1W	PONDERA
19	640.00		19	28N	1W	PONDERA
20	640.00		20	28N	1W	PONDERA
21	640.00		21	28N	1W	PONDERA
22	640.00		22	28N	1W	PONDERA
23	640.00		23	28N	1W	PONDERA
24	640.00		24	28N	1W	PONDERA
25	640.00		25	28N	1W	PONDERA
26	640.00		26	28N	1W	PONDERA
27	640.00		27	28N	1W	PONDERA
28	640.00		28	28N	1W	PONDERA
29	640.00		29	28N	1W	PONDERA
30	640.00		30	28N	1W	PONDERA
31	640.00		31	28N	1W	PONDERA
32	640.00		32	28N	1W	PONDERA
33	640.00		33	28N	1W	PONDERA
34	640.00		34	28N	1W	PONDERA
35	640.00		35	28N	1W	PONDERA
36	640.00		36	28N	1W	PONDERA
37	640.00		1	28N	2W	PONDERA
38	640.00		2	28N	2W	PONDERA
39	640.00		3	28N	2W	PONDERA
40	640.00		4	28N	2W	PONDERA
41	640.00		5	28N	2W	PONDERA
42	640.00		6	28N	2W	PONDERA
43	640.00		7	28N	2W	PONDERA
44	640.00		8	28N	2W	PONDERA
45	640.00		9	28N	2W	PONDERA
46	640.00		10	28N	2W	PONDERA
47	640.00		11	28N	2W	PONDERA
48	640.00		12	28N	2W	PONDERA
49	640.00		13	28N	2W	PONDERA
50	640.00		14	28N	2W	PONDERA
51	640.00		15	28N	2W	PONDERA
52	640.00		16	28N	2W	PONDERA
53	640.00		17	28N	2W	PONDERA
54	640.00		18	28N	2W	PONDERA
55	640.00		19	28N	2W	PONDERA
56	640.00		20	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

161998-00 162107-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 161998, 162014.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, SWIFT RESERVOIR WAS CONSTRUCTED IN APPROXIMATELY 1909, THEN FAILED IN 1964 AND WAS RECONSTRUCTED IN 1967 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

ACCORDING TO THE HISTORY OF THE VALIER PROJECT (APRIL 27, 1920), LAKE FRANCIS WAS CONSTRUCTED IN 1902, WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 161999-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: MARCH 18, 1893

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate: 0.13 CFS**

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** APRIL 1 TO OCTOBER 14

Diversion Means: DAM

2		NENSW	27	29N	8W	PONDERA
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***Period of Diversion:** APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA
56	640.00			20	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
57	640.00		21	28N	2W	PONDERA
58	640.00		22	28N	2W	PONDERA
59	640.00		23	28N	2W	PONDERA
60	640.00		24	28N	2W	PONDERA
61	640.00		25	28N	2W	PONDERA
62	640.00		26	28N	2W	PONDERA
63	640.00		27	28N	2W	PONDERA
64	640.00		28	28N	2W	PONDERA
65	640.00		29	28N	2W	PONDERA
66	640.00		30	28N	2W	PONDERA
67	640.00		31	28N	2W	PONDERA
68	640.00		32	28N	2W	PONDERA
69	640.00		33	28N	2W	PONDERA
70	640.00		34	28N	2W	PONDERA
71	640.00		35	28N	2W	PONDERA
72	640.00		36	28N	2W	PONDERA
73	640.00		1	28N	3W	PONDERA
74	640.00		2	28N	3W	PONDERA
75	640.00		3	28N	3W	PONDERA
76	640.00		4	28N	3W	PONDERA
77	640.00		5	28N	3W	PONDERA
78	640.00		6	28N	3W	PONDERA
79	640.00		7	28N	3W	PONDERA
80	640.00		8	28N	3W	PONDERA
81	640.00		9	28N	3W	PONDERA
82	640.00		10	28N	3W	PONDERA
83	640.00		11	28N	3W	PONDERA
84	640.00		12	28N	3W	PONDERA
85	640.00		13	28N	3W	PONDERA
86	640.00		14	28N	3W	PONDERA
87	640.00		15	28N	3W	PONDERA
88	640.00		16	28N	3W	PONDERA
89	640.00		17	28N	3W	PONDERA
90	640.00		18	28N	3W	PONDERA
91	640.00		19	28N	3W	PONDERA
92	640.00		20	28N	3W	PONDERA
93	640.00		21	28N	3W	PONDERA
94	640.00		22	28N	3W	PONDERA
95	640.00		23	28N	3W	PONDERA
96	640.00		24	28N	3W	PONDERA
97	640.00		25	28N	3W	PONDERA
98	640.00		26	28N	3W	PONDERA
99	640.00		27	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

161999-00 162108-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 161999, 162000, 162001, 162015, 162016, 162017.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, SWIFT RESERVOIR WAS CONSTRUCTED IN APPROXIMATELY 1909, THEN FAILED IN 1964 AND WAS RECONSTRUCTED IN 1967 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

ACCORDING TO THE HISTORY OF THE VALIER PROJECT (APRIL 27, 1920), LAKE FRANCIS WAS CONSTRUCTED IN 1902, WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162000-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486

Priority Date: DECEMBER 18, 1894

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 5.67 CFS

THE COMBINED FLOW RATE OF CLAIMS 41M 162000-00 AND 41M 162109-00 MAY NOT EXCEED 5.67 CFS.

***Volume:** 174.80 AC-FT

THE COMBINED VOLUME OF CLAIMS 41M 162000-00 AND 41M 162109-00 MAY NOT EXCEED 174.80 ACRE-FEET.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** APRIL 1 TO OCTOBER 14

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
14	640.00		14	28N	1W	PONDERA
15	640.00		15	28N	1W	PONDERA
16	640.00		16	28N	1W	PONDERA
17	640.00		17	28N	1W	PONDERA
18	640.00		18	28N	1W	PONDERA
19	640.00		19	28N	1W	PONDERA
20	640.00		20	28N	1W	PONDERA
21	640.00		21	28N	1W	PONDERA
22	640.00		22	28N	1W	PONDERA
23	640.00		23	28N	1W	PONDERA
24	640.00		24	28N	1W	PONDERA
25	640.00		25	28N	1W	PONDERA
26	640.00		26	28N	1W	PONDERA
27	640.00		27	28N	1W	PONDERA
28	640.00		28	28N	1W	PONDERA
29	640.00		29	28N	1W	PONDERA
30	640.00		30	28N	1W	PONDERA
31	640.00		31	28N	1W	PONDERA
32	640.00		32	28N	1W	PONDERA
33	640.00		33	28N	1W	PONDERA
34	640.00		34	28N	1W	PONDERA
35	640.00		35	28N	1W	PONDERA
36	640.00		36	28N	1W	PONDERA
37	640.00		1	28N	2W	PONDERA
38	640.00		2	28N	2W	PONDERA
39	640.00		3	28N	2W	PONDERA
40	640.00		4	28N	2W	PONDERA
41	640.00		5	28N	2W	PONDERA
42	640.00		6	28N	2W	PONDERA
43	640.00		7	28N	2W	PONDERA
44	640.00		8	28N	2W	PONDERA
45	640.00		9	28N	2W	PONDERA
46	640.00		10	28N	2W	PONDERA
47	640.00		11	28N	2W	PONDERA
48	640.00		12	28N	2W	PONDERA
49	640.00		13	28N	2W	PONDERA
50	640.00		14	28N	2W	PONDERA
51	640.00		15	28N	2W	PONDERA
52	640.00		16	28N	2W	PONDERA
53	640.00		17	28N	2W	PONDERA
54	640.00		18	28N	2W	PONDERA
55	640.00		19	28N	2W	PONDERA
56	640.00		20	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162000-00 162109-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 161999, 162000, 162001, 162015, 162016, 162017.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, SWIFT RESERVOIR WAS CONSTRUCTED IN APPROXIMATELY 1909, THEN FAILED IN 1964 AND WAS RECONSTRUCTED IN 1967 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

ACCORDING TO THE HISTORY OF THE VALIER PROJECT (APRIL 27, 1920), LAKE FRANCIS WAS CONSTRUCTED IN 1902, WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162001-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

***Priority Date: MAY 1, 1895**

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate: 0.97 CFS**

THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume: 178.25 AC-FT**

THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** APRIL 1 TO OCTOBER 14

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 250.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA
56	640.00			20	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162001-00 162110-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 161999, 162000, 162001, 162015, 162016, 162017.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, SWIFT RESERVOIR WAS CONSTRUCTED IN APPROXIMATELY 1909, THEN FAILED IN 1964 AND WAS RECONSTRUCTED IN 1967 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

ACCORDING TO THE HISTORY OF THE VALIER PROJECT (APRIL 27, 1920), LAKE FRANCIS WAS CONSTRUCTED IN 1902, WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162002-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: BIRCH CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. THIS CLAIM MAY BE REINSTATED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162003-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: BIRCH CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. THIS CLAIM MAY BE REINSTATED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162004-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: BIRCH CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. THIS CLAIM MAY BE REINSTATED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162005-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486

Priority Date: JUNE 18, 1897

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 6.50 CFS

THE MAXIMUM COMBINED FLOW RATES FOR CLAIMS 41M 162005-00, 41M 162114-00, 42M 199798-00, AND 41M 199817-00 MAY NOT EXCEED 6.5 CFS.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** APRIL 1 TO OCTOBER 14

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA
56	640.00			20	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162005-00 162114-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162005, 162021.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, SWIFT RESERVOIR WAS CONSTRUCTED IN APPROXIMATELY 1909, THEN FAILED IN 1964 AND WAS RECONSTRUCTED IN 1967 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

ACCORDING TO THE HISTORY OF THE VALIER PROJECT (APRIL 27, 1920), LAKE FRANCIS WAS CONSTRUCTED IN 1902, WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162006-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: BIRCH CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. THIS CLAIM MAY BE REINSTATED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162007-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: JULY 16, 1898

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 500.00 CFS

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** APRIL 1 TO OCTOBER 14

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
14	640.00		14	28N	1W	PONDERA
15	640.00		15	28N	1W	PONDERA
16	640.00		16	28N	1W	PONDERA
17	640.00		17	28N	1W	PONDERA
18	640.00		18	28N	1W	PONDERA
19	640.00		19	28N	1W	PONDERA
20	640.00		20	28N	1W	PONDERA
21	640.00		21	28N	1W	PONDERA
22	640.00		22	28N	1W	PONDERA
23	640.00		23	28N	1W	PONDERA
24	640.00		24	28N	1W	PONDERA
25	640.00		25	28N	1W	PONDERA
26	640.00		26	28N	1W	PONDERA
27	640.00		27	28N	1W	PONDERA
28	640.00		28	28N	1W	PONDERA
29	640.00		29	28N	1W	PONDERA
30	640.00		30	28N	1W	PONDERA
31	640.00		31	28N	1W	PONDERA
32	640.00		32	28N	1W	PONDERA
33	640.00		33	28N	1W	PONDERA
34	640.00		34	28N	1W	PONDERA
35	640.00		35	28N	1W	PONDERA
36	640.00		36	28N	1W	PONDERA
37	640.00		1	28N	2W	PONDERA
38	640.00		2	28N	2W	PONDERA
39	640.00		3	28N	2W	PONDERA
40	640.00		4	28N	2W	PONDERA
41	640.00		5	28N	2W	PONDERA
42	640.00		6	28N	2W	PONDERA
43	640.00		7	28N	2W	PONDERA
44	640.00		8	28N	2W	PONDERA
45	640.00		9	28N	2W	PONDERA
46	640.00		10	28N	2W	PONDERA
47	640.00		11	28N	2W	PONDERA
48	640.00		12	28N	2W	PONDERA
49	640.00		13	28N	2W	PONDERA
50	640.00		14	28N	2W	PONDERA
51	640.00		15	28N	2W	PONDERA
52	640.00		16	28N	2W	PONDERA
53	640.00		17	28N	2W	PONDERA
54	640.00		18	28N	2W	PONDERA
55	640.00		19	28N	2W	PONDERA
56	640.00		20	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
57	640.00		21	28N	2W	PONDERA
58	640.00		22	28N	2W	PONDERA
59	640.00		23	28N	2W	PONDERA
60	640.00		24	28N	2W	PONDERA
61	640.00		25	28N	2W	PONDERA
62	640.00		26	28N	2W	PONDERA
63	640.00		27	28N	2W	PONDERA
64	640.00		28	28N	2W	PONDERA
65	640.00		29	28N	2W	PONDERA
66	640.00		30	28N	2W	PONDERA
67	640.00		31	28N	2W	PONDERA
68	640.00		32	28N	2W	PONDERA
69	640.00		33	28N	2W	PONDERA
70	640.00		34	28N	2W	PONDERA
71	640.00		35	28N	2W	PONDERA
72	640.00		36	28N	2W	PONDERA
73	640.00		1	28N	3W	PONDERA
74	640.00		2	28N	3W	PONDERA
75	640.00		3	28N	3W	PONDERA
76	640.00		4	28N	3W	PONDERA
77	640.00		5	28N	3W	PONDERA
78	640.00		6	28N	3W	PONDERA
79	640.00		7	28N	3W	PONDERA
80	640.00		8	28N	3W	PONDERA
81	640.00		9	28N	3W	PONDERA
82	640.00		10	28N	3W	PONDERA
83	640.00		11	28N	3W	PONDERA
84	640.00		12	28N	3W	PONDERA
85	640.00		13	28N	3W	PONDERA
86	640.00		14	28N	3W	PONDERA
87	640.00		15	28N	3W	PONDERA
88	640.00		16	28N	3W	PONDERA
89	640.00		17	28N	3W	PONDERA
90	640.00		18	28N	3W	PONDERA
91	640.00		19	28N	3W	PONDERA
92	640.00		20	28N	3W	PONDERA
93	640.00		21	28N	3W	PONDERA
94	640.00		22	28N	3W	PONDERA
95	640.00		23	28N	3W	PONDERA
96	640.00		24	28N	3W	PONDERA
97	640.00		25	28N	3W	PONDERA
98	640.00		26	28N	3W	PONDERA
99	640.00		27	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
186	640.00		6	29N	3W	PONDERA
187	640.00		7	29N	3W	PONDERA
188	640.00		8	29N	3W	PONDERA
189	640.00		9	29N	3W	PONDERA
190	640.00		10	29N	3W	PONDERA
191	640.00		11	29N	3W	PONDERA
192	640.00		12	29N	3W	PONDERA
193	640.00		13	29N	3W	PONDERA
194	640.00		14	29N	3W	PONDERA
195	640.00		15	29N	3W	PONDERA
196	640.00		16	29N	3W	PONDERA
197	640.00		17	29N	3W	PONDERA
198	640.00		18	29N	3W	PONDERA
199	640.00		19	29N	3W	PONDERA
200	640.00		20	29N	3W	PONDERA
201	640.00		21	29N	3W	PONDERA
202	640.00		22	29N	3W	PONDERA
203	640.00		23	29N	3W	PONDERA
204	640.00		24	29N	3W	PONDERA
205	640.00		25	29N	3W	PONDERA
206	640.00		26	29N	3W	PONDERA
207	640.00		27	29N	3W	PONDERA
208	640.00		28	29N	3W	PONDERA
209	640.00		29	29N	3W	PONDERA
210	640.00		30	29N	3W	PONDERA
211	640.00		31	29N	3W	PONDERA
212	640.00		32	29N	3W	PONDERA
213	640.00		33	29N	3W	PONDERA
214	640.00		34	29N	3W	PONDERA
215	640.00		35	29N	3W	PONDERA
216	640.00		36	29N	3W	PONDERA
217	640.00		1	29N	4W	PONDERA
218	640.00		2	29N	4W	PONDERA
219	640.00		3	29N	4W	PONDERA
220	640.00		4	29N	4W	PONDERA
221	640.00		5	29N	4W	PONDERA
222	640.00		6	29N	4W	PONDERA
223	640.00		7	29N	4W	PONDERA
224	640.00		8	29N	4W	PONDERA
225	640.00		9	29N	4W	PONDERA
226	640.00		10	29N	4W	PONDERA
227	640.00		11	29N	4W	PONDERA
228	640.00		12	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
272	640.00		21	29N	5W	PONDERA
273	640.00		22	29N	5W	PONDERA
274	628.00		23	29N	5W	PONDERA
275	640.00		24	29N	5W	PONDERA
276	640.00		25	29N	5W	PONDERA
277	640.00		26	29N	5W	PONDERA
278	640.00		27	29N	5W	PONDERA
279	640.00		28	29N	5W	PONDERA
280	640.00		29	29N	5W	PONDERA
281	640.00		30	29N	5W	PONDERA
282	640.00		31	29N	5W	PONDERA
283	640.00		32	29N	5W	PONDERA
284	640.00		33	29N	5W	PONDERA
285	640.00		34	29N	5W	PONDERA
286	640.00		35	29N	5W	PONDERA
287	640.00		36	29N	5W	PONDERA
288	640.00		1	29N	6W	PONDERA
289	640.00		2	29N	6W	PONDERA
290	640.00		3	29N	6W	PONDERA
291	640.00		4	29N	6W	PONDERA
292	640.00		5	29N	6W	PONDERA
293	640.00		6	29N	6W	PONDERA
294	640.00		7	29N	6W	PONDERA
295	640.00		8	29N	6W	PONDERA
296	640.00		9	29N	6W	PONDERA
297	640.00		10	29N	6W	PONDERA
298	640.00		11	29N	6W	PONDERA
299	640.00		12	29N	6W	PONDERA
300	640.00		13	29N	6W	PONDERA
301	640.00		14	29N	6W	PONDERA
302	640.00		15	29N	6W	PONDERA
303	640.00		16	29N	6W	PONDERA
304	640.00		17	29N	6W	PONDERA
305	640.00		18	29N	6W	PONDERA
306	640.00		19	29N	6W	PONDERA
307	640.00		20	29N	6W	PONDERA
308	640.00		21	29N	6W	PONDERA
309	640.00		22	29N	6W	PONDERA
310	640.00		23	29N	6W	PONDERA
311	640.00		24	29N	6W	PONDERA
312	640.00		25	29N	6W	PONDERA
313	640.00		26	29N	6W	PONDERA
314	640.00		27	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162007-00 162116-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162007, 162009, 162023, 162025.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

ACCORDING TO THE MONTANA REGISTER OF DAMS INVENTORY, SWIFT RESERVOIR WAS CONSTRUCTED IN APPROXIMATELY 1909, THEN FAILED IN 1964 AND WAS RECONSTRUCTED IN 1967 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

ACCORDING TO THE HISTORY OF THE VALIER PROJECT (APRIL 27, 1920), LAKE FRANCIS WAS CONSTRUCTED IN 1902, WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162008-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: SEPTEMBER 18, 1901

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate: 12.50 CFS**

THE TOTAL COMBINED FLOW RATE FOR CLAIMS 41M 162008-00, 41M 162117-00, 41M 199805-00, AND 41M 199824-00 SHALL NOT EXCEED 12.5 CFS.

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** APRIL 1 TO OCTOBER 14

Diversion Means: DAM

2		NENSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 10

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 10

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA
56	640.00			20	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162008-00 162117-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162008, 162024.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS

THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 41M 162008-00, 41M 162117-00, 41M 199805-00, AND 41M 199824-00.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE 07/01/1973. SERVICE AREA MAP RECEIVED 11/23/2005 APPEARS TO INDICATE A POST 06/30/1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON 02/05/2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

ACCORDING TO THE HISTORY OF THE VALIER PROJECT (04/27/1920), LAKE FRANCIS WAS CONSTRUCTED IN 1902, WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, SWIFT RESERVOIR WAS CONSTRUCTED IN APPROXIMATELY 1909, THEN FAILED IN 1964 AND WAS RECONSTRUCTED IN 1967 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162009-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: DECEMBER 9, 1902

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 500.00 CFS

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
14	640.00		14	28N	1W	PONDERA
15	640.00		15	28N	1W	PONDERA
16	640.00		16	28N	1W	PONDERA
17	640.00		17	28N	1W	PONDERA
18	640.00		18	28N	1W	PONDERA
19	640.00		19	28N	1W	PONDERA
20	640.00		20	28N	1W	PONDERA
21	640.00		21	28N	1W	PONDERA
22	640.00		22	28N	1W	PONDERA
23	640.00		23	28N	1W	PONDERA
24	640.00		24	28N	1W	PONDERA
25	640.00		25	28N	1W	PONDERA
26	640.00		26	28N	1W	PONDERA
27	640.00		27	28N	1W	PONDERA
28	640.00		28	28N	1W	PONDERA
29	640.00		29	28N	1W	PONDERA
30	640.00		30	28N	1W	PONDERA
31	640.00		31	28N	1W	PONDERA
32	640.00		32	28N	1W	PONDERA
33	640.00		33	28N	1W	PONDERA
34	640.00		34	28N	1W	PONDERA
35	640.00		35	28N	1W	PONDERA
36	640.00		36	28N	1W	PONDERA
37	640.00		1	28N	2W	PONDERA
38	640.00		2	28N	2W	PONDERA
39	640.00		3	28N	2W	PONDERA
40	640.00		4	28N	2W	PONDERA
41	640.00		5	28N	2W	PONDERA
42	640.00		6	28N	2W	PONDERA
43	640.00		7	28N	2W	PONDERA
44	640.00		8	28N	2W	PONDERA
45	640.00		9	28N	2W	PONDERA
46	640.00		10	28N	2W	PONDERA
47	640.00		11	28N	2W	PONDERA
48	640.00		12	28N	2W	PONDERA
49	640.00		13	28N	2W	PONDERA
50	640.00		14	28N	2W	PONDERA
51	640.00		15	28N	2W	PONDERA
52	640.00		16	28N	2W	PONDERA
53	640.00		17	28N	2W	PONDERA
54	640.00		18	28N	2W	PONDERA
55	640.00		19	28N	2W	PONDERA
56	640.00		20	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162009-00 162118-00

POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE. THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007:

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE ORIGINAL SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162007, 162009, 162023, 162025.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, SWIFT RESERVOIR WAS CONSTRUCTED IN APPROXIMATELY 1909, THEN FAILED IN 1964 AND WAS RECONSTRUCTED IN 1967 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162010-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1913

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 700.00 CFS

PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume:** 130,000.00 AC-FT

THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWSW	27	29N	8W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

Reservoir: ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use:

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA
56	640.00			20	28N	2W	PONDERA
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162010-00 162119-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162010, 162026.

THE CLAIMED FLOW RATE EXCEEDS THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM WHICH IS 700 CFS.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, SWIFT RESERVOIR WAS CONSTRUCTED IN APPROXIMATELY 1909, THEN FAILED IN 1964 AND WAS RECONSTRUCTED IN 1967 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162011-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: APRIL 4, 1904

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 25.00 CFS

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** APRIL 1 TO OCTOBER 14

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
14	640.00		14	28N	1W	PONDERA
15	640.00		15	28N	1W	PONDERA
16	640.00		16	28N	1W	PONDERA
17	640.00		17	28N	1W	PONDERA
18	640.00		18	28N	1W	PONDERA
19	640.00		19	28N	1W	PONDERA
20	640.00		20	28N	1W	PONDERA
21	640.00		21	28N	1W	PONDERA
22	640.00		22	28N	1W	PONDERA
23	640.00		23	28N	1W	PONDERA
24	640.00		24	28N	1W	PONDERA
25	640.00		25	28N	1W	PONDERA
26	640.00		26	28N	1W	PONDERA
27	640.00		27	28N	1W	PONDERA
28	640.00		28	28N	1W	PONDERA
29	640.00		29	28N	1W	PONDERA
30	640.00		30	28N	1W	PONDERA
31	640.00		31	28N	1W	PONDERA
32	640.00		32	28N	1W	PONDERA
33	640.00		33	28N	1W	PONDERA
34	640.00		34	28N	1W	PONDERA
35	640.00		35	28N	1W	PONDERA
36	640.00		36	28N	1W	PONDERA
37	640.00		1	28N	2W	PONDERA
38	640.00		2	28N	2W	PONDERA
39	640.00		3	28N	2W	PONDERA
40	640.00		4	28N	2W	PONDERA
41	640.00		5	28N	2W	PONDERA
42	640.00		6	28N	2W	PONDERA
43	640.00		7	28N	2W	PONDERA
44	640.00		8	28N	2W	PONDERA
45	640.00		9	28N	2W	PONDERA
46	640.00		10	28N	2W	PONDERA
47	640.00		11	28N	2W	PONDERA
48	640.00		12	28N	2W	PONDERA
49	640.00		13	28N	2W	PONDERA
50	640.00		14	28N	2W	PONDERA
51	640.00		15	28N	2W	PONDERA
52	640.00		16	28N	2W	PONDERA
53	640.00		17	28N	2W	PONDERA
54	640.00		18	28N	2W	PONDERA
55	640.00		19	28N	2W	PONDERA
56	640.00		20	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
186	640.00		6	29N	3W	PONDERA
187	640.00		7	29N	3W	PONDERA
188	640.00		8	29N	3W	PONDERA
189	640.00		9	29N	3W	PONDERA
190	640.00		10	29N	3W	PONDERA
191	640.00		11	29N	3W	PONDERA
192	640.00		12	29N	3W	PONDERA
193	640.00		13	29N	3W	PONDERA
194	640.00		14	29N	3W	PONDERA
195	640.00		15	29N	3W	PONDERA
196	640.00		16	29N	3W	PONDERA
197	640.00		17	29N	3W	PONDERA
198	640.00		18	29N	3W	PONDERA
199	640.00		19	29N	3W	PONDERA
200	640.00		20	29N	3W	PONDERA
201	640.00		21	29N	3W	PONDERA
202	640.00		22	29N	3W	PONDERA
203	640.00		23	29N	3W	PONDERA
204	640.00		24	29N	3W	PONDERA
205	640.00		25	29N	3W	PONDERA
206	640.00		26	29N	3W	PONDERA
207	640.00		27	29N	3W	PONDERA
208	640.00		28	29N	3W	PONDERA
209	640.00		29	29N	3W	PONDERA
210	640.00		30	29N	3W	PONDERA
211	640.00		31	29N	3W	PONDERA
212	640.00		32	29N	3W	PONDERA
213	640.00		33	29N	3W	PONDERA
214	640.00		34	29N	3W	PONDERA
215	640.00		35	29N	3W	PONDERA
216	640.00		36	29N	3W	PONDERA
217	640.00		1	29N	4W	PONDERA
218	640.00		2	29N	4W	PONDERA
219	640.00		3	29N	4W	PONDERA
220	640.00		4	29N	4W	PONDERA
221	640.00		5	29N	4W	PONDERA
222	640.00		6	29N	4W	PONDERA
223	640.00		7	29N	4W	PONDERA
224	640.00		8	29N	4W	PONDERA
225	640.00		9	29N	4W	PONDERA
226	640.00		10	29N	4W	PONDERA
227	640.00		11	29N	4W	PONDERA
228	640.00		12	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162011-00 162120-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162011, 162027.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, SWIFT RESERVOIR WAS CONSTRUCTED IN APPROXIMATELY 1909, THEN FAILED IN 1964 AND WAS RECONSTRUCTED IN 1967 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162012-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

***Priority Date: DECEMBER 31, 1915**

***Type of Historical Right: USE**

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate: 5,000.00 CFS**

Volume: 60,000.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Ditch Name: B CANAL

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		SWNE	1	29N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: RYAN LAUFFER DITCH

3		SEWNE	1	29N	8W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: KINGSBURY DITCH

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA
56	640.00			20	28N	2W	PONDERA
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA
185	640.00			5	29N	3W	PONDERA
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA
529	6.00		S2SESE	26	30N	6W	PONDERA
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA

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>
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162012-00 162083-00 162121-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: PLACE OF USE, FLOW RATE, VOLUME, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161997.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. THE SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER) AND THE MARIAS RIVER DRAINAGE (BASIN 41M DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162014-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 18.75 CFS

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** APRIL 1 TO OCTOBER 14
JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 2

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
55	640.00			19	28N	2W	PONDERA
56	640.00			20	28N	2W	PONDERA
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
184	640.00		4	29N	3W	PONDERA
185	640.00		5	29N	3W	PONDERA
186	640.00		6	29N	3W	PONDERA
187	640.00		7	29N	3W	PONDERA
188	640.00		8	29N	3W	PONDERA
189	640.00		9	29N	3W	PONDERA
190	640.00		10	29N	3W	PONDERA
191	640.00		11	29N	3W	PONDERA
192	640.00		12	29N	3W	PONDERA
193	640.00		13	29N	3W	PONDERA
194	640.00		14	29N	3W	PONDERA
195	640.00		15	29N	3W	PONDERA
196	640.00		16	29N	3W	PONDERA
197	640.00		17	29N	3W	PONDERA
198	640.00		18	29N	3W	PONDERA
199	640.00		19	29N	3W	PONDERA
200	640.00		20	29N	3W	PONDERA
201	640.00		21	29N	3W	PONDERA
202	640.00		22	29N	3W	PONDERA
203	640.00		23	29N	3W	PONDERA
204	640.00		24	29N	3W	PONDERA
205	640.00		25	29N	3W	PONDERA
206	640.00		26	29N	3W	PONDERA
207	640.00		27	29N	3W	PONDERA
208	640.00		28	29N	3W	PONDERA
209	640.00		29	29N	3W	PONDERA
210	640.00		30	29N	3W	PONDERA
211	640.00		31	29N	3W	PONDERA
212	640.00		32	29N	3W	PONDERA
213	640.00		33	29N	3W	PONDERA
214	640.00		34	29N	3W	PONDERA
215	640.00		35	29N	3W	PONDERA
216	640.00		36	29N	3W	PONDERA
217	640.00		1	29N	4W	PONDERA
218	640.00		2	29N	4W	PONDERA
219	640.00		3	29N	4W	PONDERA
220	640.00		4	29N	4W	PONDERA
221	640.00		5	29N	4W	PONDERA
222	640.00		6	29N	4W	PONDERA
223	640.00		7	29N	4W	PONDERA
224	640.00		8	29N	4W	PONDERA
225	640.00		9	29N	4W	PONDERA
226	640.00		10	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
442	640.00		33	30N	3W	PONDERA
443	640.00		34	30N	3W	PONDERA
444	640.00		35	30N	3W	PONDERA
445	640.00		36	30N	3W	PONDERA
446	640.00		1	30N	4W	PONDERA
447	640.00		2	30N	4W	PONDERA
448	640.00		3	30N	4W	PONDERA
449	640.00		4	30N	4W	PONDERA
450	640.00		5	30N	4W	PONDERA
451	640.00		6	30N	4W	PONDERA
452	640.00		7	30N	4W	PONDERA
453	640.00		8	30N	4W	PONDERA
454	640.00		9	30N	4W	PONDERA
455	640.00		10	30N	4W	PONDERA
456	640.00		11	30N	4W	PONDERA
457	640.00		12	30N	4W	PONDERA
458	640.00		13	30N	4W	PONDERA
459	640.00		14	30N	4W	PONDERA
460	640.00		15	30N	4W	PONDERA
461	640.00		16	30N	4W	PONDERA
462	640.00		17	30N	4W	PONDERA
463	640.00		18	30N	4W	PONDERA
464	640.00		19	30N	4W	PONDERA
465	640.00		20	30N	4W	PONDERA
466	640.00		21	30N	4W	PONDERA
467	640.00		22	30N	4W	PONDERA
468	640.00		23	30N	4W	PONDERA
469	640.00		24	30N	4W	PONDERA
470	640.00		25	30N	4W	PONDERA
471	640.00		26	30N	4W	PONDERA
472	640.00		27	30N	4W	PONDERA
473	640.00		28	30N	4W	PONDERA
474	640.00		29	30N	4W	PONDERA
475	640.00		30	30N	4W	PONDERA
476	640.00		31	30N	4W	PONDERA
477	640.00		32	30N	4W	PONDERA
478	640.00		33	30N	4W	PONDERA
479	640.00		34	30N	4W	PONDERA
480	640.00		35	30N	4W	PONDERA
481	640.00		36	30N	4W	PONDERA
482	640.00		1	30N	5W	PONDERA
483	640.00		2	30N	5W	PONDERA
484	640.00		3	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
528	11.40		E2	NENE	26	30N	6W PONDERA
529	6.00		S2	SESE	26	30N	6W PONDERA
530	36.00			W2SW	28	30N	6W PONDERA
531	578.00				29	30N	6W PONDERA
532	640.00				30	30N	6W PONDERA
533	640.00				31	30N	6W PONDERA
534	640.00				32	30N	6W PONDERA
535	485.00				33	30N	6W PONDERA
536	393.00				34	30N	6W PONDERA
537	641.00				35	30N	6W PONDERA
538	685.00				36	30N	6W PONDERA
539	86.00		S2		21	30N	7W PONDERA
540	397.00				22	30N	7W PONDERA
541	404.00				23	30N	7W PONDERA
542	378.00				24	30N	7W PONDERA
543	640.00				25	30N	7W PONDERA
544	640.00				26	30N	7W PONDERA
545	640.00				27	30N	7W PONDERA
546	597.00				28	30N	7W PONDERA
547	236.00				29	30N	7W PONDERA
548	519.00				31	30N	7W PONDERA
549	640.00				32	30N	7W PONDERA
550	640.00				33	30N	7W PONDERA
551	640.00				34	30N	7W PONDERA
552	640.00				35	30N	7W PONDERA
553	640.00				36	30N	7W PONDERA
554	39.00		SESE		36	30N	8W PONDERA
555	52.00		S2S2		7	31N	3W PONDERA
556	79.00		S2S2		8	31N	3W PONDERA
557	371.00				16	31N	3W PONDERA
558	640.00				17	31N	3W PONDERA
559	609.00				18	31N	3W PONDERA
560	640.00				19	31N	3W PONDERA
561	640.00				20	31N	3W PONDERA
562	640.00				21	31N	3W PONDERA
563	640.00				28	31N	3W PONDERA
564	640.00				29	31N	3W PONDERA
565	640.00				30	31N	3W PONDERA
566	640.00				31	31N	3W PONDERA
567	640.00				32	31N	3W PONDERA
568	640.00				33	31N	3W PONDERA
569	19.00		S2SW		4	31N	4W PONDERA
570	105.00		S2		5	31N	4W PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162014-00 162070-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION MEANS OF DIVERSION, MAXIMUM ACRES, PLACE OF USE, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 162013.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 161998, 162014.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE EARA CAN CONTAIN.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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 59711-1389.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162015-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 12.50 CFS

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
---	--	--------	----	-----	----	---------

Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 2

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA
13	640.00			13	28N	1W	PONDERA
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
54	640.00		18	28N	2W	PONDERA
55	640.00		19	28N	2W	PONDERA
56	640.00		20	28N	2W	PONDERA
57	640.00		21	28N	2W	PONDERA
58	640.00		22	28N	2W	PONDERA
59	640.00		23	28N	2W	PONDERA
60	640.00		24	28N	2W	PONDERA
61	640.00		25	28N	2W	PONDERA
62	640.00		26	28N	2W	PONDERA
63	640.00		27	28N	2W	PONDERA
64	640.00		28	28N	2W	PONDERA
65	640.00		29	28N	2W	PONDERA
66	640.00		30	28N	2W	PONDERA
67	640.00		31	28N	2W	PONDERA
68	640.00		32	28N	2W	PONDERA
69	640.00		33	28N	2W	PONDERA
70	640.00		34	28N	2W	PONDERA
71	640.00		35	28N	2W	PONDERA
72	640.00		36	28N	2W	PONDERA
73	640.00		1	28N	3W	PONDERA
74	640.00		2	28N	3W	PONDERA
75	640.00		3	28N	3W	PONDERA
76	640.00		4	28N	3W	PONDERA
77	640.00		5	28N	3W	PONDERA
78	640.00		6	28N	3W	PONDERA
79	640.00		7	28N	3W	PONDERA
80	640.00		8	28N	3W	PONDERA
81	640.00		9	28N	3W	PONDERA
82	640.00		10	28N	3W	PONDERA
83	640.00		11	28N	3W	PONDERA
84	640.00		12	28N	3W	PONDERA
85	640.00		13	28N	3W	PONDERA
86	640.00		14	28N	3W	PONDERA
87	640.00		15	28N	3W	PONDERA
88	640.00		16	28N	3W	PONDERA
89	640.00		17	28N	3W	PONDERA
90	640.00		18	28N	3W	PONDERA
91	640.00		19	28N	3W	PONDERA
92	640.00		20	28N	3W	PONDERA
93	640.00		21	28N	3W	PONDERA
94	640.00		22	28N	3W	PONDERA
95	640.00		23	28N	3W	PONDERA
96	640.00		24	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA
99	640.00			27	28N	3W	PONDERA
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA
142	640.00			34	29N	1W	PONDERA
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
183	640.00		3	29N	3W	PONDERA
184	640.00		4	29N	3W	PONDERA
185	640.00		5	29N	3W	PONDERA
186	640.00		6	29N	3W	PONDERA
187	640.00		7	29N	3W	PONDERA
188	640.00		8	29N	3W	PONDERA
189	640.00		9	29N	3W	PONDERA
190	640.00		10	29N	3W	PONDERA
191	640.00		11	29N	3W	PONDERA
192	640.00		12	29N	3W	PONDERA
193	640.00		13	29N	3W	PONDERA
194	640.00		14	29N	3W	PONDERA
195	640.00		15	29N	3W	PONDERA
196	640.00		16	29N	3W	PONDERA
197	640.00		17	29N	3W	PONDERA
198	640.00		18	29N	3W	PONDERA
199	640.00		19	29N	3W	PONDERA
200	640.00		20	29N	3W	PONDERA
201	640.00		21	29N	3W	PONDERA
202	640.00		22	29N	3W	PONDERA
203	640.00		23	29N	3W	PONDERA
204	640.00		24	29N	3W	PONDERA
205	640.00		25	29N	3W	PONDERA
206	640.00		26	29N	3W	PONDERA
207	640.00		27	29N	3W	PONDERA
208	640.00		28	29N	3W	PONDERA
209	640.00		29	29N	3W	PONDERA
210	640.00		30	29N	3W	PONDERA
211	640.00		31	29N	3W	PONDERA
212	640.00		32	29N	3W	PONDERA
213	640.00		33	29N	3W	PONDERA
214	640.00		34	29N	3W	PONDERA
215	640.00		35	29N	3W	PONDERA
216	640.00		36	29N	3W	PONDERA
217	640.00		1	29N	4W	PONDERA
218	640.00		2	29N	4W	PONDERA
219	640.00		3	29N	4W	PONDERA
220	640.00		4	29N	4W	PONDERA
221	640.00		5	29N	4W	PONDERA
222	640.00		6	29N	4W	PONDERA
223	640.00		7	29N	4W	PONDERA
224	640.00		8	29N	4W	PONDERA
225	640.00		9	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA
228	640.00			12	29N	4W	PONDERA
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA
271	640.00			20	29N	5W	PONDERA
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA
314	640.00			27	29N	6W	PONDERA
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA
357	640.00			34	29N	7W	PONDERA
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA
400	640.00			27	30N	2W	PONDERA
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA
443	640.00			34	30N	3W	PONDERA
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA
486	640.00			5	30N	5W	PONDERA
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
527	445.00			25	30N	6W	PONDERA	
528	11.40		E2	NENE	26	30N	6W	PONDERA
529	6.00		S2	SESE	26	30N	6W	PONDERA
530	36.00			W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA	
532	640.00			30	30N	6W	PONDERA	
533	640.00			31	30N	6W	PONDERA	
534	640.00			32	30N	6W	PONDERA	
535	485.00			33	30N	6W	PONDERA	
536	393.00			34	30N	6W	PONDERA	
537	641.00			35	30N	6W	PONDERA	
538	685.00			36	30N	6W	PONDERA	
539	86.00		S2	21	30N	7W	PONDERA	
540	397.00			22	30N	7W	PONDERA	
541	404.00			23	30N	7W	PONDERA	
542	378.00			24	30N	7W	PONDERA	
543	640.00			25	30N	7W	PONDERA	
544	640.00			26	30N	7W	PONDERA	
545	640.00			27	30N	7W	PONDERA	
546	597.00			28	30N	7W	PONDERA	
547	236.00			29	30N	7W	PONDERA	
548	519.00			31	30N	7W	PONDERA	
549	640.00			32	30N	7W	PONDERA	
550	640.00			33	30N	7W	PONDERA	
551	640.00			34	30N	7W	PONDERA	
552	640.00			35	30N	7W	PONDERA	
553	640.00			36	30N	7W	PONDERA	
554	39.00		SESE	36	30N	8W	PONDERA	
555	52.00		S2S2	7	31N	3W	PONDERA	
556	79.00		S2S2	8	31N	3W	PONDERA	
557	371.00			16	31N	3W	PONDERA	
558	640.00			17	31N	3W	PONDERA	
559	609.00			18	31N	3W	PONDERA	
560	640.00			19	31N	3W	PONDERA	
561	640.00			20	31N	3W	PONDERA	
562	640.00			21	31N	3W	PONDERA	
563	640.00			28	31N	3W	PONDERA	
564	640.00			29	31N	3W	PONDERA	
565	640.00			30	31N	3W	PONDERA	
566	640.00			31	31N	3W	PONDERA	
567	640.00			32	31N	3W	PONDERA	
568	640.00			33	31N	3W	PONDERA	
569	19.00		S2SW	4	31N	4W	PONDERA	

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA
572	598.00			7	31N	4W	PONDERA
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA
615	640.00			26	31N	5W	PONDERA
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162015-00 162071-00 162126-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION MEANS OF DIVERSION, MAXIMUM ACRES, PLACE OF USE, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162014.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 162013.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162015, 162016, 162017.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 161999, 162000, 162001, 162015.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE EARA CAN CONTAIN.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162016-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 12.50 CFS

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

***Source Name: BIRCH CREEK**

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 2

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
13	640.00			13	28N	1W	PONDERA
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
56	640.00			20	28N	2W	PONDERA
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
99	640.00			27	28N	3W	PONDERA
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
142	640.00			34	29N	1W	PONDERA
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
185	640.00			5	29N	3W	PONDERA
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
228	640.00			12	29N	4W	PONDERA
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
271	640.00			20	29N	5W	PONDERA
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
314	640.00			27	29N	6W	PONDERA
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
357	640.00			34	29N	7W	PONDERA
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
400	640.00			27	30N	2W	PONDERA
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
443	640.00			34	30N	3W	PONDERA
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
486	640.00			5	30N	5W	PONDERA
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
529	6.00		S2	SESE	26	30N	6W	PONDERA
530	36.00			W2SW	28	30N	6W	PONDERA
531	578.00				29	30N	6W	PONDERA
532	640.00				30	30N	6W	PONDERA
533	640.00				31	30N	6W	PONDERA
534	640.00				32	30N	6W	PONDERA
535	485.00				33	30N	6W	PONDERA
536	393.00				34	30N	6W	PONDERA
537	641.00				35	30N	6W	PONDERA
538	685.00				36	30N	6W	PONDERA
539	86.00			S2	21	30N	7W	PONDERA
540	397.00				22	30N	7W	PONDERA
541	404.00				23	30N	7W	PONDERA
542	378.00				24	30N	7W	PONDERA
543	640.00				25	30N	7W	PONDERA
544	640.00				26	30N	7W	PONDERA
545	640.00				27	30N	7W	PONDERA
546	597.00				28	30N	7W	PONDERA
547	236.00				29	30N	7W	PONDERA
548	519.00				31	30N	7W	PONDERA
549	640.00				32	30N	7W	PONDERA
550	640.00				33	30N	7W	PONDERA
551	640.00				34	30N	7W	PONDERA
552	640.00				35	30N	7W	PONDERA
553	640.00				36	30N	7W	PONDERA
554	39.00			SESE	36	30N	8W	PONDERA
555	52.00			S2S2	7	31N	3W	PONDERA
556	79.00			S2S2	8	31N	3W	PONDERA
557	371.00				16	31N	3W	PONDERA
558	640.00				17	31N	3W	PONDERA
559	609.00				18	31N	3W	PONDERA
560	640.00				19	31N	3W	PONDERA
561	640.00				20	31N	3W	PONDERA
562	640.00				21	31N	3W	PONDERA
563	640.00				28	31N	3W	PONDERA
564	640.00				29	31N	3W	PONDERA
565	640.00				30	31N	3W	PONDERA
566	640.00				31	31N	3W	PONDERA
567	640.00				32	31N	3W	PONDERA
568	640.00				33	31N	3W	PONDERA
569	19.00			S2SW	4	31N	4W	PONDERA
570	105.00			S2	5	31N	4W	PONDERA
571	228.00				6	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
572	598.00			7	31N	4W	PONDERA
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
615	640.00			26	31N	5W	PONDERA
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162016-00 162072-00 162127-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION MEANS OF DIVERSION, MAXIMUM ACRES, PLACE OF USE, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162014.

THE ORIGINAL SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 162013.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 161999, 162000, 162001, 162016.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162015, 162016, 162017.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162017-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 12.50 CFS

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 450.10 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 2

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
13	640.00			13	28N	1W	PONDERA
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
56	640.00		20	28N	2W	PONDERA
57	640.00		21	28N	2W	PONDERA
58	640.00		22	28N	2W	PONDERA
59	640.00		23	28N	2W	PONDERA
60	640.00		24	28N	2W	PONDERA
61	640.00		25	28N	2W	PONDERA
62	640.00		26	28N	2W	PONDERA
63	640.00		27	28N	2W	PONDERA
64	640.00		28	28N	2W	PONDERA
65	640.00		29	28N	2W	PONDERA
66	640.00		30	28N	2W	PONDERA
67	640.00		31	28N	2W	PONDERA
68	640.00		32	28N	2W	PONDERA
69	640.00		33	28N	2W	PONDERA
70	640.00		34	28N	2W	PONDERA
71	640.00		35	28N	2W	PONDERA
72	640.00		36	28N	2W	PONDERA
73	640.00		1	28N	3W	PONDERA
74	640.00		2	28N	3W	PONDERA
75	640.00		3	28N	3W	PONDERA
76	640.00		4	28N	3W	PONDERA
77	640.00		5	28N	3W	PONDERA
78	640.00		6	28N	3W	PONDERA
79	640.00		7	28N	3W	PONDERA
80	640.00		8	28N	3W	PONDERA
81	640.00		9	28N	3W	PONDERA
82	640.00		10	28N	3W	PONDERA
83	640.00		11	28N	3W	PONDERA
84	640.00		12	28N	3W	PONDERA
85	640.00		13	28N	3W	PONDERA
86	640.00		14	28N	3W	PONDERA
87	640.00		15	28N	3W	PONDERA
88	640.00		16	28N	3W	PONDERA
89	640.00		17	28N	3W	PONDERA
90	640.00		18	28N	3W	PONDERA
91	640.00		19	28N	3W	PONDERA
92	640.00		20	28N	3W	PONDERA
93	640.00		21	28N	3W	PONDERA
94	640.00		22	28N	3W	PONDERA
95	640.00		23	28N	3W	PONDERA
96	640.00		24	28N	3W	PONDERA
97	640.00		25	28N	3W	PONDERA
98	640.00		26	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
99	640.00			27	28N	3W	PONDERA
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
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127	640.00			19	29N	1W	PONDERA
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133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
142	640.00			34	29N	1W	PONDERA
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
185	640.00			5	29N	3W	PONDERA
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
228	640.00			12	29N	4W	PONDERA
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
271	640.00			20	29N	5W	PONDERA
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
314	640.00			27	29N	6W	PONDERA
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
357	640.00			34	29N	7W	PONDERA
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
400	640.00			27	30N	2W	PONDERA
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
443	640.00			34	30N	3W	PONDERA
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
486	640.00			5	30N	5W	PONDERA
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
529	6.00		S2	SESE	26	30N	6W	PONDERA
530	36.00			W2SW	28	30N	6W	PONDERA
531	578.00				29	30N	6W	PONDERA
532	640.00				30	30N	6W	PONDERA
533	640.00				31	30N	6W	PONDERA
534	640.00				32	30N	6W	PONDERA
535	485.00				33	30N	6W	PONDERA
536	393.00				34	30N	6W	PONDERA
537	641.00				35	30N	6W	PONDERA
538	685.00				36	30N	6W	PONDERA
539	86.00			S2	21	30N	7W	PONDERA
540	397.00				22	30N	7W	PONDERA
541	404.00				23	30N	7W	PONDERA
542	378.00				24	30N	7W	PONDERA
543	640.00				25	30N	7W	PONDERA
544	640.00				26	30N	7W	PONDERA
545	640.00				27	30N	7W	PONDERA
546	597.00				28	30N	7W	PONDERA
547	236.00				29	30N	7W	PONDERA
548	519.00				31	30N	7W	PONDERA
549	640.00				32	30N	7W	PONDERA
550	640.00				33	30N	7W	PONDERA
551	640.00				34	30N	7W	PONDERA
552	640.00				35	30N	7W	PONDERA
553	640.00				36	30N	7W	PONDERA
554	39.00			SESE	36	30N	8W	PONDERA
555	52.00			S2S2	7	31N	3W	PONDERA
556	79.00			S2S2	8	31N	3W	PONDERA
557	371.00				16	31N	3W	PONDERA
558	640.00				17	31N	3W	PONDERA
559	609.00				18	31N	3W	PONDERA
560	640.00				19	31N	3W	PONDERA
561	640.00				20	31N	3W	PONDERA
562	640.00				21	31N	3W	PONDERA
563	640.00				28	31N	3W	PONDERA
564	640.00				29	31N	3W	PONDERA
565	640.00				30	31N	3W	PONDERA
566	640.00				31	31N	3W	PONDERA
567	640.00				32	31N	3W	PONDERA
568	640.00				33	31N	3W	PONDERA
569	19.00			S2SW	4	31N	4W	PONDERA
570	105.00			S2	5	31N	4W	PONDERA
571	228.00				6	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
572	598.00			7	31N	4W	PONDERA
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
615	640.00			26	31N	5W	PONDERA
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

- 161998-00 161999-00 162000-00 162001-00 162005-00 162007-00 162008-00
- 162009-00 162010-00 162011-00 162012-00 162014-00 162015-00 162016-00
- 162017-00 162018-00 162019-00 162020-00 162021-00 162022-00 162023-00
- 162024-00 162025-00 162026-00 162027-00 162028-00 162030-00 162031-00
- 162032-00 162033-00 162034-00 162035-00 162036-00 162037-00 162038-00
- 162039-00 162041-00 162042-00 162043-00 162044-00 162045-00 162046-00
- 162047-00 162048-00 162049-00 162050-00 162052-00 162053-00 162054-00
- 162055-00 162057-00 162058-00 162059-00 162060-00 162062-00 162066-00
- 162067-00 162068-00 215770-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

- 162017-00 162073-00 162128-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION MEANS OF DIVERSION, MAXIMUM ACRES, PLACE OF USE, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 161014.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 161013.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 161999, 162000, 162001, 162017.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162015, 162016, 162017.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN. THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162018-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 31.25 CFS

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 448.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 2

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
13	640.00			13	28N	1W	PONDERA
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
56	640.00			20	28N	2W	PONDERA
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
99	640.00			27	28N	3W	PONDERA
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
142	640.00			34	29N	1W	PONDERA
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
185	640.00			5	29N	3W	PONDERA
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
228	640.00			12	29N	4W	PONDERA
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
271	640.00			20	29N	5W	PONDERA
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
314	640.00			27	29N	6W	PONDERA
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
357	640.00			34	29N	7W	PONDERA
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
400	640.00			27	30N	2W	PONDERA
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
443	640.00			34	30N	3W	PONDERA
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
486	640.00			5	30N	5W	PONDERA
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
529	6.00		S2	SESE	26	30N	6W	PONDERA
530	36.00			W2SW	28	30N	6W	PONDERA
531	578.00				29	30N	6W	PONDERA
532	640.00				30	30N	6W	PONDERA
533	640.00				31	30N	6W	PONDERA
534	640.00				32	30N	6W	PONDERA
535	485.00				33	30N	6W	PONDERA
536	393.00				34	30N	6W	PONDERA
537	641.00				35	30N	6W	PONDERA
538	685.00				36	30N	6W	PONDERA
539	86.00			S2	21	30N	7W	PONDERA
540	397.00				22	30N	7W	PONDERA
541	404.00				23	30N	7W	PONDERA
542	378.00				24	30N	7W	PONDERA
543	640.00				25	30N	7W	PONDERA
544	640.00				26	30N	7W	PONDERA
545	640.00				27	30N	7W	PONDERA
546	597.00				28	30N	7W	PONDERA
547	236.00				29	30N	7W	PONDERA
548	519.00				31	30N	7W	PONDERA
549	640.00				32	30N	7W	PONDERA
550	640.00				33	30N	7W	PONDERA
551	640.00				34	30N	7W	PONDERA
552	640.00				35	30N	7W	PONDERA
553	640.00				36	30N	7W	PONDERA
554	39.00			SESE	36	30N	8W	PONDERA
555	52.00			S2S2	7	31N	3W	PONDERA
556	79.00			S2S2	8	31N	3W	PONDERA
557	371.00				16	31N	3W	PONDERA
558	640.00				17	31N	3W	PONDERA
559	609.00				18	31N	3W	PONDERA
560	640.00				19	31N	3W	PONDERA
561	640.00				20	31N	3W	PONDERA
562	640.00				21	31N	3W	PONDERA
563	640.00				28	31N	3W	PONDERA
564	640.00				29	31N	3W	PONDERA
565	640.00				30	31N	3W	PONDERA
566	640.00				31	31N	3W	PONDERA
567	640.00				32	31N	3W	PONDERA
568	640.00				33	31N	3W	PONDERA
569	19.00			S2SW	4	31N	4W	PONDERA
570	105.00			S2	5	31N	4W	PONDERA
571	228.00				6	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
572	598.00			7	31N	4W	PONDERA
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
615	640.00			26	31N	5W	PONDERA
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162018-00 162074-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION MEANS OF DIVERSION, MAXIMUM ACRES, PLACE OF USE, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162014.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 162013.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162002, 162018.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162019-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 483.75 CFS

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.**

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 2

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
13	640.00			13	28N	1W	PONDERA
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
56	640.00			20	28N	2W	PONDERA
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
99	640.00			27	28N	3W	PONDERA
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
142	640.00			34	29N	1W	PONDERA
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
185	640.00			5	29N	3W	PONDERA
186	640.00			6	29N	3W	PONDERA
187	640.00			7	29N	3W	PONDERA
188	640.00			8	29N	3W	PONDERA
189	640.00			9	29N	3W	PONDERA
190	640.00			10	29N	3W	PONDERA
191	640.00			11	29N	3W	PONDERA
192	640.00			12	29N	3W	PONDERA
193	640.00			13	29N	3W	PONDERA
194	640.00			14	29N	3W	PONDERA
195	640.00			15	29N	3W	PONDERA
196	640.00			16	29N	3W	PONDERA
197	640.00			17	29N	3W	PONDERA
198	640.00			18	29N	3W	PONDERA
199	640.00			19	29N	3W	PONDERA
200	640.00			20	29N	3W	PONDERA
201	640.00			21	29N	3W	PONDERA
202	640.00			22	29N	3W	PONDERA
203	640.00			23	29N	3W	PONDERA
204	640.00			24	29N	3W	PONDERA
205	640.00			25	29N	3W	PONDERA
206	640.00			26	29N	3W	PONDERA
207	640.00			27	29N	3W	PONDERA
208	640.00			28	29N	3W	PONDERA
209	640.00			29	29N	3W	PONDERA
210	640.00			30	29N	3W	PONDERA
211	640.00			31	29N	3W	PONDERA
212	640.00			32	29N	3W	PONDERA
213	640.00			33	29N	3W	PONDERA
214	640.00			34	29N	3W	PONDERA
215	640.00			35	29N	3W	PONDERA
216	640.00			36	29N	3W	PONDERA
217	640.00			1	29N	4W	PONDERA
218	640.00			2	29N	4W	PONDERA
219	640.00			3	29N	4W	PONDERA
220	640.00			4	29N	4W	PONDERA
221	640.00			5	29N	4W	PONDERA
222	640.00			6	29N	4W	PONDERA
223	640.00			7	29N	4W	PONDERA
224	640.00			8	29N	4W	PONDERA
225	640.00			9	29N	4W	PONDERA
226	640.00			10	29N	4W	PONDERA
227	640.00			11	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
228	640.00			12	29N	4W	PONDERA
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
271	640.00			20	29N	5W	PONDERA
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
314	640.00			27	29N	6W	PONDERA
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
357	640.00			34	29N	7W	PONDERA
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
400	640.00			27	30N	2W	PONDERA
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
443	640.00			34	30N	3W	PONDERA
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
486	640.00			5	30N	5W	PONDERA
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
529	6.00		S2SESE	26	30N	6W	PONDERA
530	36.00		W2SW	28	30N	6W	PONDERA
531	578.00			29	30N	6W	PONDERA
532	640.00			30	30N	6W	PONDERA
533	640.00			31	30N	6W	PONDERA
534	640.00			32	30N	6W	PONDERA
535	485.00			33	30N	6W	PONDERA
536	393.00			34	30N	6W	PONDERA
537	641.00			35	30N	6W	PONDERA
538	685.00			36	30N	6W	PONDERA
539	86.00		S2	21	30N	7W	PONDERA
540	397.00			22	30N	7W	PONDERA
541	404.00			23	30N	7W	PONDERA
542	378.00			24	30N	7W	PONDERA
543	640.00			25	30N	7W	PONDERA
544	640.00			26	30N	7W	PONDERA
545	640.00			27	30N	7W	PONDERA
546	597.00			28	30N	7W	PONDERA
547	236.00			29	30N	7W	PONDERA
548	519.00			31	30N	7W	PONDERA
549	640.00			32	30N	7W	PONDERA
550	640.00			33	30N	7W	PONDERA
551	640.00			34	30N	7W	PONDERA
552	640.00			35	30N	7W	PONDERA
553	640.00			36	30N	7W	PONDERA
554	39.00		SESE	36	30N	8W	PONDERA
555	52.00		S2S2	7	31N	3W	PONDERA
556	79.00		S2S2	8	31N	3W	PONDERA
557	371.00			16	31N	3W	PONDERA
558	640.00			17	31N	3W	PONDERA
559	609.00			18	31N	3W	PONDERA
560	640.00			19	31N	3W	PONDERA
561	640.00			20	31N	3W	PONDERA
562	640.00			21	31N	3W	PONDERA
563	640.00			28	31N	3W	PONDERA
564	640.00			29	31N	3W	PONDERA
565	640.00			30	31N	3W	PONDERA
566	640.00			31	31N	3W	PONDERA
567	640.00			32	31N	3W	PONDERA
568	640.00			33	31N	3W	PONDERA
569	19.00		S2SW	4	31N	4W	PONDERA
570	105.00		S2	5	31N	4W	PONDERA
571	228.00			6	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
572	598.00			7	31N	4W	PONDERA
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
615	640.00			26	31N	5W	PONDERA
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162019-00 162075-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION MEANS OF DIVERSION, MAXIMUM ACRES, PLACE OF USE, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162014.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 162013.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162003, 162019.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.

**PRELIMINARY DECREE
TWO MEDICINE RIVER
BASIN 41M
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). 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 CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 162020-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: PONDERA COUNTY CANAL & RESERVOIR CO
PO BOX 245
VALIER, MT 59486**

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 62.50 CFS

PRIMARYLY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
THE COMBINED VOLUME OF THE WATER RIGHTS ON THE SWIFT RESERVOIR IS GREATER THAN 2 TIMES THE CAPACITY OF SWIFT RESERVOIR. IT APPEARS THIS WATER RIGHT IS PART OF A DIRECT FLOW SYSTEM.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARYLY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 85,357.80

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1	NE	27	28N	10W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 2

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 14

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	640.00			1	28N	1W	PONDERA
2	640.00			2	28N	1W	PONDERA
3	640.00			3	28N	1W	PONDERA
4	640.00			4	28N	1W	PONDERA
5	640.00			5	28N	1W	PONDERA
6	640.00			6	28N	1W	PONDERA
7	640.00			7	28N	1W	PONDERA
8	640.00			8	28N	1W	PONDERA
9	640.00			9	28N	1W	PONDERA
10	640.00			10	28N	1W	PONDERA
11	640.00			11	28N	1W	PONDERA
12	640.00			12	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
13	640.00			13	28N	1W	PONDERA
14	640.00			14	28N	1W	PONDERA
15	640.00			15	28N	1W	PONDERA
16	640.00			16	28N	1W	PONDERA
17	640.00			17	28N	1W	PONDERA
18	640.00			18	28N	1W	PONDERA
19	640.00			19	28N	1W	PONDERA
20	640.00			20	28N	1W	PONDERA
21	640.00			21	28N	1W	PONDERA
22	640.00			22	28N	1W	PONDERA
23	640.00			23	28N	1W	PONDERA
24	640.00			24	28N	1W	PONDERA
25	640.00			25	28N	1W	PONDERA
26	640.00			26	28N	1W	PONDERA
27	640.00			27	28N	1W	PONDERA
28	640.00			28	28N	1W	PONDERA
29	640.00			29	28N	1W	PONDERA
30	640.00			30	28N	1W	PONDERA
31	640.00			31	28N	1W	PONDERA
32	640.00			32	28N	1W	PONDERA
33	640.00			33	28N	1W	PONDERA
34	640.00			34	28N	1W	PONDERA
35	640.00			35	28N	1W	PONDERA
36	640.00			36	28N	1W	PONDERA
37	640.00			1	28N	2W	PONDERA
38	640.00			2	28N	2W	PONDERA
39	640.00			3	28N	2W	PONDERA
40	640.00			4	28N	2W	PONDERA
41	640.00			5	28N	2W	PONDERA
42	640.00			6	28N	2W	PONDERA
43	640.00			7	28N	2W	PONDERA
44	640.00			8	28N	2W	PONDERA
45	640.00			9	28N	2W	PONDERA
46	640.00			10	28N	2W	PONDERA
47	640.00			11	28N	2W	PONDERA
48	640.00			12	28N	2W	PONDERA
49	640.00			13	28N	2W	PONDERA
50	640.00			14	28N	2W	PONDERA
51	640.00			15	28N	2W	PONDERA
52	640.00			16	28N	2W	PONDERA
53	640.00			17	28N	2W	PONDERA
54	640.00			18	28N	2W	PONDERA
55	640.00			19	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
56	640.00			20	28N	2W	PONDERA
57	640.00			21	28N	2W	PONDERA
58	640.00			22	28N	2W	PONDERA
59	640.00			23	28N	2W	PONDERA
60	640.00			24	28N	2W	PONDERA
61	640.00			25	28N	2W	PONDERA
62	640.00			26	28N	2W	PONDERA
63	640.00			27	28N	2W	PONDERA
64	640.00			28	28N	2W	PONDERA
65	640.00			29	28N	2W	PONDERA
66	640.00			30	28N	2W	PONDERA
67	640.00			31	28N	2W	PONDERA
68	640.00			32	28N	2W	PONDERA
69	640.00			33	28N	2W	PONDERA
70	640.00			34	28N	2W	PONDERA
71	640.00			35	28N	2W	PONDERA
72	640.00			36	28N	2W	PONDERA
73	640.00			1	28N	3W	PONDERA
74	640.00			2	28N	3W	PONDERA
75	640.00			3	28N	3W	PONDERA
76	640.00			4	28N	3W	PONDERA
77	640.00			5	28N	3W	PONDERA
78	640.00			6	28N	3W	PONDERA
79	640.00			7	28N	3W	PONDERA
80	640.00			8	28N	3W	PONDERA
81	640.00			9	28N	3W	PONDERA
82	640.00			10	28N	3W	PONDERA
83	640.00			11	28N	3W	PONDERA
84	640.00			12	28N	3W	PONDERA
85	640.00			13	28N	3W	PONDERA
86	640.00			14	28N	3W	PONDERA
87	640.00			15	28N	3W	PONDERA
88	640.00			16	28N	3W	PONDERA
89	640.00			17	28N	3W	PONDERA
90	640.00			18	28N	3W	PONDERA
91	640.00			19	28N	3W	PONDERA
92	640.00			20	28N	3W	PONDERA
93	640.00			21	28N	3W	PONDERA
94	640.00			22	28N	3W	PONDERA
95	640.00			23	28N	3W	PONDERA
96	640.00			24	28N	3W	PONDERA
97	640.00			25	28N	3W	PONDERA
98	640.00			26	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
99	640.00			27	28N	3W	PONDERA
100	640.00			28	28N	3W	PONDERA
101	640.00			29	28N	3W	PONDERA
102	640.00			30	28N	3W	PONDERA
103	640.00			31	28N	3W	PONDERA
104	640.00			32	28N	3W	PONDERA
105	640.00			33	28N	3W	PONDERA
106	640.00			34	28N	3W	PONDERA
107	640.00			35	28N	3W	PONDERA
108	640.00			36	28N	3W	PONDERA
109	640.00			1	29N	1W	PONDERA
110	640.00			2	29N	1W	PONDERA
111	640.00			3	29N	1W	PONDERA
112	640.00			4	29N	1W	PONDERA
113	640.00			5	29N	1W	PONDERA
114	640.00			6	29N	1W	PONDERA
115	640.00			7	29N	1W	PONDERA
116	640.00			8	29N	1W	PONDERA
117	640.00			9	29N	1W	PONDERA
118	640.00			10	29N	1W	PONDERA
119	640.00			11	29N	1W	PONDERA
120	640.00			12	29N	1W	PONDERA
121	640.00			13	29N	1W	PONDERA
122	640.00			14	29N	1W	PONDERA
123	640.00			15	29N	1W	PONDERA
124	640.00			16	29N	1W	PONDERA
125	640.00			17	29N	1W	PONDERA
126	640.00			18	29N	1W	PONDERA
127	640.00			19	29N	1W	PONDERA
128	640.00			20	29N	1W	PONDERA
129	640.00			21	29N	1W	PONDERA
130	640.00			22	29N	1W	PONDERA
131	640.00			23	29N	1W	PONDERA
132	640.00			24	29N	1W	PONDERA
133	640.00			25	29N	1W	PONDERA
134	640.00			26	29N	1W	PONDERA
135	640.00			27	29N	1W	PONDERA
136	640.00			28	29N	1W	PONDERA
137	640.00			29	29N	1W	PONDERA
138	640.00			30	29N	1W	PONDERA
139	640.00			31	29N	1W	PONDERA
140	640.00			32	29N	1W	PONDERA
141	640.00			33	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
142	640.00			34	29N	1W	PONDERA
143	640.00			35	29N	1W	PONDERA
144	640.00			36	29N	1W	PONDERA
145	640.00			1	29N	2W	PONDERA
146	640.00			2	29N	2W	PONDERA
147	640.00			3	29N	2W	PONDERA
148	640.00			4	29N	2W	PONDERA
149	640.00			5	29N	2W	PONDERA
150	640.00			6	29N	2W	PONDERA
151	640.00			7	29N	2W	PONDERA
152	640.00			8	29N	2W	PONDERA
153	640.00			9	29N	2W	PONDERA
154	640.00			10	29N	2W	PONDERA
155	640.00			11	29N	2W	PONDERA
156	640.00			12	29N	2W	PONDERA
157	640.00			13	29N	2W	PONDERA
158	640.00			14	29N	2W	PONDERA
159	640.00			15	29N	2W	PONDERA
160	640.00			16	29N	2W	PONDERA
161	640.00			17	29N	2W	PONDERA
162	640.00			18	29N	2W	PONDERA
163	640.00			19	29N	2W	PONDERA
164	640.00			20	29N	2W	PONDERA
165	640.00			21	29N	2W	PONDERA
166	640.00			22	29N	2W	PONDERA
167	640.00			23	29N	2W	PONDERA
168	640.00			24	29N	2W	PONDERA
169	640.00			25	29N	2W	PONDERA
170	640.00			26	29N	2W	PONDERA
171	640.00			27	29N	2W	PONDERA
172	640.00			28	29N	2W	PONDERA
173	640.00			29	29N	2W	PONDERA
174	640.00			30	29N	2W	PONDERA
175	640.00			31	29N	2W	PONDERA
176	640.00			32	29N	2W	PONDERA
177	640.00			33	29N	2W	PONDERA
178	640.00			34	29N	2W	PONDERA
179	640.00			35	29N	2W	PONDERA
180	640.00			36	29N	2W	PONDERA
181	640.00			1	29N	3W	PONDERA
182	640.00			2	29N	3W	PONDERA
183	640.00			3	29N	3W	PONDERA
184	640.00			4	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
185	640.00		5	29N	3W	PONDERA
186	640.00		6	29N	3W	PONDERA
187	640.00		7	29N	3W	PONDERA
188	640.00		8	29N	3W	PONDERA
189	640.00		9	29N	3W	PONDERA
190	640.00		10	29N	3W	PONDERA
191	640.00		11	29N	3W	PONDERA
192	640.00		12	29N	3W	PONDERA
193	640.00		13	29N	3W	PONDERA
194	640.00		14	29N	3W	PONDERA
195	640.00		15	29N	3W	PONDERA
196	640.00		16	29N	3W	PONDERA
197	640.00		17	29N	3W	PONDERA
198	640.00		18	29N	3W	PONDERA
199	640.00		19	29N	3W	PONDERA
200	640.00		20	29N	3W	PONDERA
201	640.00		21	29N	3W	PONDERA
202	640.00		22	29N	3W	PONDERA
203	640.00		23	29N	3W	PONDERA
204	640.00		24	29N	3W	PONDERA
205	640.00		25	29N	3W	PONDERA
206	640.00		26	29N	3W	PONDERA
207	640.00		27	29N	3W	PONDERA
208	640.00		28	29N	3W	PONDERA
209	640.00		29	29N	3W	PONDERA
210	640.00		30	29N	3W	PONDERA
211	640.00		31	29N	3W	PONDERA
212	640.00		32	29N	3W	PONDERA
213	640.00		33	29N	3W	PONDERA
214	640.00		34	29N	3W	PONDERA
215	640.00		35	29N	3W	PONDERA
216	640.00		36	29N	3W	PONDERA
217	640.00		1	29N	4W	PONDERA
218	640.00		2	29N	4W	PONDERA
219	640.00		3	29N	4W	PONDERA
220	640.00		4	29N	4W	PONDERA
221	640.00		5	29N	4W	PONDERA
222	640.00		6	29N	4W	PONDERA
223	640.00		7	29N	4W	PONDERA
224	640.00		8	29N	4W	PONDERA
225	640.00		9	29N	4W	PONDERA
226	640.00		10	29N	4W	PONDERA
227	640.00		11	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
228	640.00			12	29N	4W	PONDERA
229	640.00			13	29N	4W	PONDERA
230	640.00			14	29N	4W	PONDERA
231	640.00			15	29N	4W	PONDERA
232	640.00			16	29N	4W	PONDERA
233	640.00			17	29N	4W	PONDERA
234	640.00			18	29N	4W	PONDERA
235	640.00			19	29N	4W	PONDERA
236	640.00			20	29N	4W	PONDERA
237	640.00			21	29N	4W	PONDERA
238	640.00			22	29N	4W	PONDERA
239	640.00			23	29N	4W	PONDERA
240	640.00			24	29N	4W	PONDERA
241	640.00			25	29N	4W	PONDERA
242	640.00			26	29N	4W	PONDERA
243	640.00			27	29N	4W	PONDERA
244	640.00			28	29N	4W	PONDERA
245	640.00			29	29N	4W	PONDERA
246	640.00			30	29N	4W	PONDERA
247	640.00			31	29N	4W	PONDERA
248	640.00			32	29N	4W	PONDERA
249	640.00			33	29N	4W	PONDERA
250	640.00			34	29N	4W	PONDERA
251	640.00			35	29N	4W	PONDERA
252	640.00			36	29N	4W	PONDERA
253	640.00			1	29N	5W	PONDERA
254	640.00			2	29N	5W	PONDERA
255	512.00			3	29N	5W	PONDERA
256	251.00			4	29N	5W	PONDERA
257	13.00		NWNW	5	29N	5W	PONDERA
258	449.00			6	29N	5W	PONDERA
259	281.00			7	29N	5W	PONDERA
260	61.00		NE	10	29N	5W	PONDERA
261	577.00			11	29N	5W	PONDERA
262	640.00			12	29N	5W	PONDERA
263	640.00			13	29N	5W	PONDERA
264	359.00			14	29N	5W	PONDERA
265	8.70		E2NE	15	29N	5W	PONDERA
266	129.40		S2S2	15	29N	5W	PONDERA
267	156.00		S2	16	29N	5W	PONDERA
268	365.00			17	29N	5W	PONDERA
269	615.00			18	29N	5W	PONDERA
270	640.00			19	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
271	640.00			20	29N	5W	PONDERA
272	640.00			21	29N	5W	PONDERA
273	640.00			22	29N	5W	PONDERA
274	628.00			23	29N	5W	PONDERA
275	640.00			24	29N	5W	PONDERA
276	640.00			25	29N	5W	PONDERA
277	640.00			26	29N	5W	PONDERA
278	640.00			27	29N	5W	PONDERA
279	640.00			28	29N	5W	PONDERA
280	640.00			29	29N	5W	PONDERA
281	640.00			30	29N	5W	PONDERA
282	640.00			31	29N	5W	PONDERA
283	640.00			32	29N	5W	PONDERA
284	640.00			33	29N	5W	PONDERA
285	640.00			34	29N	5W	PONDERA
286	640.00			35	29N	5W	PONDERA
287	640.00			36	29N	5W	PONDERA
288	640.00			1	29N	6W	PONDERA
289	640.00			2	29N	6W	PONDERA
290	640.00			3	29N	6W	PONDERA
291	640.00			4	29N	6W	PONDERA
292	640.00			5	29N	6W	PONDERA
293	640.00			6	29N	6W	PONDERA
294	640.00			7	29N	6W	PONDERA
295	640.00			8	29N	6W	PONDERA
296	640.00			9	29N	6W	PONDERA
297	640.00			10	29N	6W	PONDERA
298	640.00			11	29N	6W	PONDERA
299	640.00			12	29N	6W	PONDERA
300	640.00			13	29N	6W	PONDERA
301	640.00			14	29N	6W	PONDERA
302	640.00			15	29N	6W	PONDERA
303	640.00			16	29N	6W	PONDERA
304	640.00			17	29N	6W	PONDERA
305	640.00			18	29N	6W	PONDERA
306	640.00			19	29N	6W	PONDERA
307	640.00			20	29N	6W	PONDERA
308	640.00			21	29N	6W	PONDERA
309	640.00			22	29N	6W	PONDERA
310	640.00			23	29N	6W	PONDERA
311	640.00			24	29N	6W	PONDERA
312	640.00			25	29N	6W	PONDERA
313	640.00			26	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
314	640.00			27	29N	6W	PONDERA
315	640.00			28	29N	6W	PONDERA
316	640.00			29	29N	6W	PONDERA
317	640.00			30	29N	6W	PONDERA
318	640.00			31	29N	6W	PONDERA
319	640.00			32	29N	6W	PONDERA
320	640.00			33	29N	6W	PONDERA
321	640.00			34	29N	6W	PONDERA
322	640.00			35	29N	6W	PONDERA
323	640.00			36	29N	6W	PONDERA
324	640.00			1	29N	7W	PONDERA
325	640.00			2	29N	7W	PONDERA
326	640.00			3	29N	7W	PONDERA
327	640.00			4	29N	7W	PONDERA
328	640.00			5	29N	7W	PONDERA
329	640.00			6	29N	7W	PONDERA
330	640.00			7	29N	7W	PONDERA
331	640.00			8	29N	7W	PONDERA
332	640.00			9	29N	7W	PONDERA
333	640.00			10	29N	7W	PONDERA
334	640.00			11	29N	7W	PONDERA
335	640.00			12	29N	7W	PONDERA
336	640.00			13	29N	7W	PONDERA
337	640.00			14	29N	7W	PONDERA
338	640.00			15	29N	7W	PONDERA
339	640.00			16	29N	7W	PONDERA
340	640.00			17	29N	7W	PONDERA
341	640.00			18	29N	7W	PONDERA
342	640.00			19	29N	7W	PONDERA
343	640.00			20	29N	7W	PONDERA
344	640.00			21	29N	7W	PONDERA
345	640.00			22	29N	7W	PONDERA
346	640.00			23	29N	7W	PONDERA
347	640.00			24	29N	7W	PONDERA
348	640.00			25	29N	7W	PONDERA
349	640.00			26	29N	7W	PONDERA
350	640.00			27	29N	7W	PONDERA
351	640.00			28	29N	7W	PONDERA
352	640.00			29	29N	7W	PONDERA
353	640.00			30	29N	7W	PONDERA
354	640.00			31	29N	7W	PONDERA
355	640.00			32	29N	7W	PONDERA
356	640.00			33	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
357	640.00			34	29N	7W	PONDERA
358	640.00			35	29N	7W	PONDERA
359	640.00			36	29N	7W	PONDERA
360	429.00			1	29N	8W	PONDERA
361	30.00		E2SE	11	29N	8W	PONDERA
362	626.00			12	29N	8W	PONDERA
363	640.00			13	29N	8W	PONDERA
364	247.00		E2	14	29N	8W	PONDERA
365	22.00		SESE	22	29N	8W	PONDERA
366	448.00			23	29N	8W	PONDERA
367	640.00			24	29N	8W	PONDERA
368	640.00			25	29N	8W	PONDERA
369	640.00			26	29N	8W	PONDERA
370	507.00			27	29N	8W	PONDERA
371	640.00			34	29N	8W	PONDERA
372	640.00			35	29N	8W	PONDERA
373	640.00			36	29N	8W	PONDERA
374	640.00			1	30N	2W	PONDERA
375	640.00			2	30N	2W	PONDERA
376	640.00			3	30N	2W	PONDERA
377	640.00			4	30N	2W	PONDERA
378	640.00			5	30N	2W	PONDERA
379	640.00			6	30N	2W	PONDERA
380	640.00			7	30N	2W	PONDERA
381	640.00			8	30N	2W	PONDERA
382	640.00			9	30N	2W	PONDERA
383	640.00			10	30N	2W	PONDERA
384	640.00			11	30N	2W	PONDERA
385	640.00			12	30N	2W	PONDERA
386	640.00			13	30N	2W	PONDERA
387	640.00			14	30N	2W	PONDERA
388	640.00			15	30N	2W	PONDERA
389	640.00			16	30N	2W	PONDERA
390	640.00			17	30N	2W	PONDERA
391	640.00			18	30N	2W	PONDERA
392	640.00			19	30N	2W	PONDERA
393	640.00			20	30N	2W	PONDERA
394	640.00			21	30N	2W	PONDERA
395	640.00			22	30N	2W	PONDERA
396	640.00			23	30N	2W	PONDERA
397	640.00			24	30N	2W	PONDERA
398	640.00			25	30N	2W	PONDERA
399	640.00			26	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
400	640.00			27	30N	2W	PONDERA
401	640.00			28	30N	2W	PONDERA
402	640.00			29	30N	2W	PONDERA
403	640.00			30	30N	2W	PONDERA
404	640.00			31	30N	2W	PONDERA
405	640.00			32	30N	2W	PONDERA
406	640.00			33	30N	2W	PONDERA
407	640.00			34	30N	2W	PONDERA
408	640.00			35	30N	2W	PONDERA
409	640.00			36	30N	2W	PONDERA
410	640.00			1	30N	3W	PONDERA
411	640.00			2	30N	3W	PONDERA
412	640.00			3	30N	3W	PONDERA
413	640.00			4	30N	3W	PONDERA
414	640.00			5	30N	3W	PONDERA
415	640.00			6	30N	3W	PONDERA
416	640.00			7	30N	3W	PONDERA
417	640.00			8	30N	3W	PONDERA
418	640.00			9	30N	3W	PONDERA
419	640.00			10	30N	3W	PONDERA
420	640.00			11	30N	3W	PONDERA
421	640.00			12	30N	3W	PONDERA
422	640.00			13	30N	3W	PONDERA
423	640.00			14	30N	3W	PONDERA
424	640.00			15	30N	3W	PONDERA
425	640.00			16	30N	3W	PONDERA
426	640.00			17	30N	3W	PONDERA
427	640.00			18	30N	3W	PONDERA
428	640.00			19	30N	3W	PONDERA
429	640.00			20	30N	3W	PONDERA
430	640.00			21	30N	3W	PONDERA
431	640.00			22	30N	3W	PONDERA
432	640.00			23	30N	3W	PONDERA
433	640.00			24	30N	3W	PONDERA
434	640.00			25	30N	3W	PONDERA
435	640.00			26	30N	3W	PONDERA
436	640.00			27	30N	3W	PONDERA
437	640.00			28	30N	3W	PONDERA
438	640.00			29	30N	3W	PONDERA
439	640.00			30	30N	3W	PONDERA
440	640.00			31	30N	3W	PONDERA
441	640.00			32	30N	3W	PONDERA
442	640.00			33	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
443	640.00			34	30N	3W	PONDERA
444	640.00			35	30N	3W	PONDERA
445	640.00			36	30N	3W	PONDERA
446	640.00			1	30N	4W	PONDERA
447	640.00			2	30N	4W	PONDERA
448	640.00			3	30N	4W	PONDERA
449	640.00			4	30N	4W	PONDERA
450	640.00			5	30N	4W	PONDERA
451	640.00			6	30N	4W	PONDERA
452	640.00			7	30N	4W	PONDERA
453	640.00			8	30N	4W	PONDERA
454	640.00			9	30N	4W	PONDERA
455	640.00			10	30N	4W	PONDERA
456	640.00			11	30N	4W	PONDERA
457	640.00			12	30N	4W	PONDERA
458	640.00			13	30N	4W	PONDERA
459	640.00			14	30N	4W	PONDERA
460	640.00			15	30N	4W	PONDERA
461	640.00			16	30N	4W	PONDERA
462	640.00			17	30N	4W	PONDERA
463	640.00			18	30N	4W	PONDERA
464	640.00			19	30N	4W	PONDERA
465	640.00			20	30N	4W	PONDERA
466	640.00			21	30N	4W	PONDERA
467	640.00			22	30N	4W	PONDERA
468	640.00			23	30N	4W	PONDERA
469	640.00			24	30N	4W	PONDERA
470	640.00			25	30N	4W	PONDERA
471	640.00			26	30N	4W	PONDERA
472	640.00			27	30N	4W	PONDERA
473	640.00			28	30N	4W	PONDERA
474	640.00			29	30N	4W	PONDERA
475	640.00			30	30N	4W	PONDERA
476	640.00			31	30N	4W	PONDERA
477	640.00			32	30N	4W	PONDERA
478	640.00			33	30N	4W	PONDERA
479	640.00			34	30N	4W	PONDERA
480	640.00			35	30N	4W	PONDERA
481	640.00			36	30N	4W	PONDERA
482	640.00			1	30N	5W	PONDERA
483	640.00			2	30N	5W	PONDERA
484	640.00			3	30N	5W	PONDERA
485	640.00			4	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
486	640.00			5	30N	5W	PONDERA
487	640.00			6	30N	5W	PONDERA
488	640.00			7	30N	5W	PONDERA
489	640.00			8	30N	5W	PONDERA
490	640.00			9	30N	5W	PONDERA
491	640.00			10	30N	5W	PONDERA
492	640.00			11	30N	5W	PONDERA
493	640.00			12	30N	5W	PONDERA
494	640.00			13	30N	5W	PONDERA
495	640.00			14	30N	5W	PONDERA
496	640.00			15	30N	5W	PONDERA
497	640.00			16	30N	5W	PONDERA
498	640.00			17	30N	5W	PONDERA
499	640.00			18	30N	5W	PONDERA
500	640.00			19	30N	5W	PONDERA
501	640.00			20	30N	5W	PONDERA
502	640.00			21	30N	5W	PONDERA
503	640.00			22	30N	5W	PONDERA
504	640.00			23	30N	5W	PONDERA
505	640.00			24	30N	5W	PONDERA
506	640.00			25	30N	5W	PONDERA
507	640.00			26	30N	5W	PONDERA
508	640.00			27	30N	5W	PONDERA
509	640.00			28	30N	5W	PONDERA
510	640.00			29	30N	5W	PONDERA
511	640.00			30	30N	5W	PONDERA
512	640.00			31	30N	5W	PONDERA
513	589.00			32	30N	5W	PONDERA
514	568.00			33	30N	5W	PONDERA
515	640.00			34	30N	5W	PONDERA
516	640.00			35	30N	5W	PONDERA
517	640.00			36	30N	5W	PONDERA
518	355.00			1	30N	6W	PONDERA
519	2.00		E2SESE	11	30N	6W	PONDERA
520	566.00			12	30N	6W	PONDERA
521	612.00			13	30N	6W	PONDERA
522	142.00		E2	14	30N	6W	PONDERA
523	153.00		S2	19	30N	6W	PONDERA
524	39.00		S2S2	20	30N	6W	PONDERA
525	290.00			23	30N	6W	PONDERA
526	640.00			24	30N	6W	PONDERA
527	445.00			25	30N	6W	PONDERA
528	11.40		E2NENE	26	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
529	6.00		S2	SESE	26	30N	6W PONDERA
530	36.00			W2SW	28	30N	6W PONDERA
531	578.00				29	30N	6W PONDERA
532	640.00				30	30N	6W PONDERA
533	640.00				31	30N	6W PONDERA
534	640.00				32	30N	6W PONDERA
535	485.00				33	30N	6W PONDERA
536	393.00				34	30N	6W PONDERA
537	641.00				35	30N	6W PONDERA
538	685.00				36	30N	6W PONDERA
539	86.00		S2		21	30N	7W PONDERA
540	397.00				22	30N	7W PONDERA
541	404.00				23	30N	7W PONDERA
542	378.00				24	30N	7W PONDERA
543	640.00				25	30N	7W PONDERA
544	640.00				26	30N	7W PONDERA
545	640.00				27	30N	7W PONDERA
546	597.00				28	30N	7W PONDERA
547	236.00				29	30N	7W PONDERA
548	519.00				31	30N	7W PONDERA
549	640.00				32	30N	7W PONDERA
550	640.00				33	30N	7W PONDERA
551	640.00				34	30N	7W PONDERA
552	640.00				35	30N	7W PONDERA
553	640.00				36	30N	7W PONDERA
554	39.00		SESE		36	30N	8W PONDERA
555	52.00		S2	S2	7	31N	3W PONDERA
556	79.00		S2	S2	8	31N	3W PONDERA
557	371.00				16	31N	3W PONDERA
558	640.00				17	31N	3W PONDERA
559	609.00				18	31N	3W PONDERA
560	640.00				19	31N	3W PONDERA
561	640.00				20	31N	3W PONDERA
562	640.00				21	31N	3W PONDERA
563	640.00				28	31N	3W PONDERA
564	640.00				29	31N	3W PONDERA
565	640.00				30	31N	3W PONDERA
566	640.00				31	31N	3W PONDERA
567	640.00				32	31N	3W PONDERA
568	640.00				33	31N	3W PONDERA
569	19.00		S2	SW	4	31N	4W PONDERA
570	105.00		S2		5	31N	4W PONDERA
571	228.00				6	31N	4W PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
572	598.00			7	31N	4W	PONDERA
573	603.00			8	31N	4W	PONDERA
574	559.00			9	31N	4W	PONDERA
575	118.00		S2	10	31N	4W	PONDERA
576	422.00			13	31N	4W	PONDERA
577	298.00			14	31N	4W	PONDERA
578	631.00			15	31N	4W	PONDERA
579	640.00			16	31N	4W	PONDERA
580	640.00			17	31N	4W	PONDERA
581	640.00			18	31N	4W	PONDERA
582	640.00			19	31N	4W	PONDERA
583	640.00			20	31N	4W	PONDERA
584	640.00			21	31N	4W	PONDERA
585	640.00			22	31N	4W	PONDERA
586	640.00			23	31N	4W	PONDERA
587	640.00			24	31N	4W	PONDERA
588	640.00			25	31N	4W	PONDERA
589	640.00			26	31N	4W	PONDERA
590	640.00			27	31N	4W	PONDERA
591	640.00			28	31N	4W	PONDERA
592	640.00			29	31N	4W	PONDERA
593	640.00			30	31N	4W	PONDERA
594	640.00			31	31N	4W	PONDERA
595	640.00			32	31N	4W	PONDERA
596	640.00			33	31N	4W	PONDERA
597	640.00			34	31N	4W	PONDERA
598	640.00			35	31N	4W	PONDERA
599	640.00			36	31N	4W	PONDERA
600	488.00			1	31N	5W	PONDERA
601	613.00			2	31N	5W	PONDERA
602	38.00		E2E2	3	31N	5W	PONDERA
603	168.00			10	31N	5W	PONDERA
604	640.00			11	31N	5W	PONDERA
605	640.00			12	31N	5W	PONDERA
606	640.00			13	31N	5W	PONDERA
607	640.00			14	31N	5W	PONDERA
608	618.00			15	31N	5W	PONDERA
609	108.00			16	31N	5W	PONDERA
610	366.00			21	31N	5W	PONDERA
611	640.00			22	31N	5W	PONDERA
612	640.00			23	31N	5W	PONDERA
613	640.00			24	31N	5W	PONDERA
614	640.00			25	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
615	640.00			26	31N	5W	PONDERA
616	640.00			27	31N	5W	PONDERA
617	640.00			28	31N	5W	PONDERA
618	248.00			29	31N	5W	PONDERA
619	420.00			31	31N	5W	PONDERA
620	613.00			32	31N	5W	PONDERA
621	640.00			33	31N	5W	PONDERA
622	640.00			34	31N	5W	PONDERA
623	640.00			35	31N	5W	PONDERA
624	640.00			36	31N	5W	PONDERA
625	35.00			36	31N	6W	PONDERA
626	16.00		E2E2SE	34	32N	5W	GLACIER
627	144.00		S2	35	32N	5W	GLACIER

Total:*****

ONLY 85357.8 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 377813.5 ACRES DESCRIBED UNDER THIS RIGHT.

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162020-00 162076-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION MEANS OF DIVERSION, MAXIMUM ACRES, PLACE OF USE, PERIOD OF USE.

ELEMENTS OF THIS CLAIM WERE CHANGED PURSUANT TO THE WATER COURT'S DECISION IN CURRY V. PONDERA (WC-2006-01 (APRIL 25, 2014)). THE CURRY DECISION IS CURRENTLY ON APPEAL BEFORE THE MONTANA SUPREME COURT. SOME OR ALL OF THE ELEMENTS OF THIS CLAIM MAY BE ALTERED AS A RESULT OF THE SUPREME COURT'S DECISION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162014.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

DNRC MAP IDENTIFYING USDA AND WATER RESOURCE SURVEY VERIFIED ACRES CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 162013.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162004, 162020.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 6710 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) INDICATES THE DITCH CAPACITY TO BE 700 CFS.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. SERVICE AREA MAP RECEIVED NOVEMBER 23, 2005 APPEARS TO INDICATE A POST-JUNE 30, 1973 EXPANSION OF THE NUMBER OF ACRES WITHIN THE SERVICE AREA BOUNDARY.

THE TOTAL ACREAGE OF THE SERVICE AREA IS IN QUESTION. ON FEBRUARY 5, 2007, THE SERVICE AREA WAS AMENDED TO INCLUDE FULL 640 ACRE SECTIONS. THIS RESULTED IN AN INCREASE OF 558 ACRES IN THE SERVICE AREA, 558 ACRES MORE THAN THE AREA CAN CONTAIN.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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.