

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

IMPORTANT NOTICE

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

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

Water Right Number: 41M 162112-00 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): MUNICIPAL

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.

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Water Right Number: 41M 162113-00 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): MUNICIPAL

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 162114-00 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): MUNICIPAL

THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

***Flow Rate:** 6.50 CFS

THE MAXIMUM COMBINED FLOW RATES FOR CLAIMS 41M 162005-00, 41M 162114-00, 41M 199798-00, AND 41M 199817-00 MAY NOT EXCEED 6.5 CFS.

Volume: 1,000.00 AC-FT

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

***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		NENWSW	27	29N	8W	PONDERA

Period of Diversion:

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

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: 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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	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>
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	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>
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	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>
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	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>
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	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>
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	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>
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	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>
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	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>
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	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>
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	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>
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	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>
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	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>
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	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>
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	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>
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	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>
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

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.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162107.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162106.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

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.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162115-00 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): MUNICIPAL

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 162116-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 500.00 CFS

Volume: 1,000.00 AC-FT

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

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

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	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>
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	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>
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	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>
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	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>
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	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>
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	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>
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	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>
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	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>
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	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>
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	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>
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	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>
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	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>
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	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>
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	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>
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162007-00 162116-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE 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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162107.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162106.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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

FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162116, 162118, 162130. THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

FLOW RATE MAY BE EXCESSIVE, VOLUME CAN BE ACHIEVED IN 5 DAYS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

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.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162117-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

***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: 1,000.00 AC-FT

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

***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		NENWSW	27	29N	8W	PONDERA

Period of Diversion:

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

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: 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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	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>
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	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>
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	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>
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	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>
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	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>
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	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>
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	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>
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	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>
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	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>
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	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>
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	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>
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	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>
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	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>
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	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>
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	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>
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162008-00 162117-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE 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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162107.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162106.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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. 162117, 162123.

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL 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.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

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.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162118-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 500.00 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion:

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:** 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			

***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
Dam Height:	205.00	FEET			
Depth:	172.00	FEET			
Surface Area:	450.10	ACRES			
Capacity:	30,000.00	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				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	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>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	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>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	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>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	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>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	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>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	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>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	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>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	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>
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	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>
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	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>
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	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>
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	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>
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	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>
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	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>
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	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>
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162009-00 162118-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE 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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162107.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162106.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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. 162116, 162118, 162130.

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

FLOW RATE MAY BE EXCESSIVE, VOLUME CAN BE ACHIEVED IN 5 DAYS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

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.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162119-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: FEBRUARY 1, 1904

Type of Historical Right: FILED

**Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 1,000.00 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion:

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		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: 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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	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>
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	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>
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	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>
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	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>
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	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>
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	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>
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	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>
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	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>
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	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>
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	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>
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	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>
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	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>
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	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>
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	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>
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	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>
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162010-00 162119-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE 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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162107.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162106.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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

THE CLAIMED FLOW RATE EXCEEDS THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM WHICH IS 700 CFS.

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

FLOW RATE MAY BE EXCESSIVE, VOLUME CAN BE ACHIEVED IN 5 DAYS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

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.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162120-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 25.00 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion:

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
 Govt Lot Qtr Sec Sec Twp Rge County
 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
 Govt Lot Qtr Sec Sec Twp Rge County
 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: 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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	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>
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	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>
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	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>
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	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>
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	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>
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	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>
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	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>
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	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>
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	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>
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	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>
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	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>
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	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>
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	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>
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	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>
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	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>
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162011-00 162120-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE 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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162107.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162106.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESW SW SECTION 6 TWP 28N RGE 2W).

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.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162121-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JULY 1, 1912

Type of Historical Right: FILED

Purpose(use): MUNICIPAL

THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 60,000.00 AC-FT

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

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
 Govt Lot Qtr Sec Sec Twp Rge County
 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: 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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	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>
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	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>
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	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>
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	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>
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	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>
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	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>
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	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>
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	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>
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	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>
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	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>
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	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>
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	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>
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	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>
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	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>
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162012-00 162083-00 162121-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: PLACE OF USE, FLOW RATE, VOLUME.

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. 162107.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162106.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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

THE COMBINED FLOW RATE FOR MUNICIPAL WATE RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANA. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162123-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 6.25 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion:

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

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: 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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	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>
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	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>
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	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>
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	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>
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	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>
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	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>
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	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>
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	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>
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	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>
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	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>
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	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>
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	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>
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	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>
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	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>
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	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>
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162024-00 162080-00 162123-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE 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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162122.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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. 162117, 162123.

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162124-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 35.00 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: B CANAL

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	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>
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	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>
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	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>
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	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>
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	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>
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	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>
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	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>
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	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>
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	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>
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	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>
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	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>
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	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>
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	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>
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	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>
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162123.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162122.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162125-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 60.00 CFS

Volume: 1,000.00 AC-FT

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>Tw</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:

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

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: 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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	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>
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	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>
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	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>
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	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>
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	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>
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	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>
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	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>
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	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>
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	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>
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	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>
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	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>
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	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>
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	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>
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	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>
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	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>
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162123.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162122.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 ******

) 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 DRAINAGE (BASIN 41M

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

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

Water Right Number: 41M 162126-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 12.50 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: B CANAL

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	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>
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	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>
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	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>
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	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>
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	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>
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	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>
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	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>
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	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>
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	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>
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	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>
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	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>
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	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>
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	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>
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	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>
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162015-00 162071-00 162126-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162123.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162122.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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. 162108, 162109, 162110, 162126.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162126, 162127, 162128.

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162127-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 12.50 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: B CANAL

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	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>
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	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>
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	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>
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	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>
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	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>
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	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>
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	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>
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	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>
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	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>
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	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>
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	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>
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	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>
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	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>
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	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>
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162016-00 162072-00 162127-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE 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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162123.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162122.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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. 162108, 162109, 162110, 162127.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162126, 162127, 162128.

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162128-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 12.50 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
---	--	--------	----	-----	----	---------

Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: B CANAL

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	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>
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	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>
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	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>
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	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>
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	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>
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	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>
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	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>
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	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>
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	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>
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	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>
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	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>
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	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>
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	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>
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	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>
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162017-00 162073-00 162128-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162123.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162122.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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. 162108, 162109, 162110, 162128.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162126, 162127, 162128.

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162129-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 16.67 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: B CANAL

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	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>
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	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>
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	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>
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	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>
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	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>
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	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>
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	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>
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	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>
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	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>
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	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>
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	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>
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	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>
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	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>
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	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>
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE 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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162123.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162122.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162130-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 500.00 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion:

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		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: 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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	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>
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	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>
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	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>
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	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>
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	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>
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	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>
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	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>
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	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>
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	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>
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	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>
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	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>
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	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>
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	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>
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	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>
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	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>
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

162023-00 162079-00 162130-00

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.

162025-00 162081-00 162130-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2005: FLOW RATE, VOLUME.

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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162123.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162122.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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. 162116, 162118, 162130.

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

FLOW RATE MAY BE EXCESSIVE, VOLUME CAN BE ACHIEVED IN 5 DAYS

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162131-00 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 1,500.00 CFS

Volume: 1,000.00 AC-FT

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

2		NENWSW	27	29N	8W	PONDERA
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Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: B CANAL

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	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>
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	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>
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	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>
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	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>
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	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>
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	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>
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	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>
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	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>
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	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>
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	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>
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	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>
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	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>
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	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>
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	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>
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/28/2055: FLOW RATE, VOLUME.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE 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.

AN AMENDMENT WAS SUBMITTED ON 03/09/2015 REQUESTING TO AMEND THE VOLUME. THE AMENDMENT HAS NOT BEEN IMPLEMENTED BECAUSE OF INVOLVEMENT IN WATER COURT PROCEEDING NO. WC2006-01. THE CLAIMANT MAY OBJECT BY PROPER OBJECTION WITH THE MONTANA WATER COURT.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162123.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162122.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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

THE CLAIMED FLOW RATE EXCEEDS THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM WHICH IS 700 CFS.

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

FLOW RATE MAY BE EXCESSIVE, VOLUME CAN BE ACHIEVED IN 5 DAYS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162132-00 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, 1902

Type of Historical Right: USE

Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 700.00 CFS

Volume: 210,000.00 AC-FT

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		NEN	SW 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 NENSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

*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 # 1
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: 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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	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>
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	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>
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	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>
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	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>
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	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>
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	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>
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	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>
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	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>
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	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>
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	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>
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	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>
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	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>
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	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>
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	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>
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	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.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/05/2007: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, FLOW RATE, VOLUME, 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.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162123.

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 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 162122.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107, 162108, 162109, 162114, 162116, 162117, 162118, 162119, 162120, 162121, 162123, 162124, 162125, 162126, 162127, 162128, 162129, 162130, 162131, 162132, 162134, 162135, 162136, 162137, 162138, 162139, 162140, 162141, 162142, 162143, 162145, 162146, 162147, 162148, 162149, 162150, 162151, 162152, 162153, 162154, 162155, 162156, 162157, 162158, 162159.

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

THE COMBINED FLOW RATE FOR MUNICIPAL WATER RIGHTS ON THE B CANAL IS 5860.42 CFS WHICH APPEARS TO EXCEED THE CAPACITY OF THE B CANAL. THE PONDERA COUNTY WATER RESOURCE SURVEY (1964) INDICATES THE B CANAL CAPACITY TO BE 700 CFS.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162134-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: MAY 15, 1883

Type of Historical Right: FILED

Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 6.25 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162030-00 162134-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

PARENT FILE FOR THIS RIGHT IS 162133-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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. 162134-00, 162155-00.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, LAKE FRANCIS WAS CONSTRUCTED IN 1909 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162135-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: AUGUST 20, 1883

Type of Historical Right: FILED

Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 35.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162031-00 162135-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162134-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162133-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, LAKE FRANCIS WAS CONSTRUCTED IN 1909 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 11092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162136-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: AUGUST 22, 1883

Type of Historical Right: FILED

Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 60.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
1	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162032-00 162136-00

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162134-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162133-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, LAKE FRANCIS WAS CONSTRUCTED IN 1909 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162137-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: MARCH 20, 1884

Type of Historical Right: FILED

**Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162033-00 162137-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162134-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162133-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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. 162137-00, 162138-00, 162139-00, 162146-00, 162147-00, 162148.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, LAKE FRANCIS WAS CONSTRUCTED IN 1909 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162138-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: NOVEMBER 1, 1888

Type of Historical Right: FILED

Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162034-00 162138-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162134-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162133-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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. 162137-00, 162138-00, 162139-00, 162146-00, 162147-00, 162148-00.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, LAKE FRANCIS WAS CONSTRUCTED IN 1909 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162139-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: AUGUST 9, 1895

Type of Historical Right: FILED

Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162035-00 162139-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162134-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162133-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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. 162137-00, 162138-00, 162139-00, 162146-00, 162147-00, 162148-00.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, LAKE FRANCIS WAS CONSTRUCTED IN 1909 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162140-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: MAY 25, 1897

Type of Historical Right: FILED

Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Flow Rate: 16.67 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162036-00 162140-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162134-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162133-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, LAKE FRANCIS WAS CONSTRUCTED IN 1909 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162141-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: FEBRUARY 1, 1904

Type of Historical Right: FILED

**Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 500.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162037-00 162141-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162134-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162133-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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. 162141-00, 162156-00.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

ACCORDING TO THE NATIONAL INVENTORY OF DAMS, LAKE FRANCIS WAS CONSTRUCTED IN 1909 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162142-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: FEBRUARY 20, 1909

Type of Historical Right: FILED

**Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 1,500.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162038-00 162142-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD, PERIOD OF DIVERSION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162134-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162133-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

THE CLAIMED FLOW RATE EXCEEDS THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM WHICH IS 900.00 CFS.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162143-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: APRIL 17, 1913

Type of Historical Right: FILED

**Purpose(use): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 1,300.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462				E2 36	30N	6W	PONDERA
463				S2S2 7	31N	3W	PONDERA
464				S2S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478				S2 5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162039-00 162143-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD, PERIOD OF DIVERSION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162134-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162133-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

THE CLAIMED FLOW RATE EXCEEDS THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM WHICH IS 900.00 CFS.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162145-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 18.75 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162041-00 162086-00 162145-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162146-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162042-00 162087-00 162146-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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.

162146-00 162147-00 162148-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162137-00, 162138-00, 162139-00, 162146-00.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162147-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162043-00 162088-00 162147-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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.

162146-00 162147-00 162148-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162137-00, 162138-00, 162139-00, 162147-00.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162148-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162044-00 162089-00 162148-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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.

162146-00 162147-00 162148-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162137-00, 162138-00, 162139-00, 162148-00.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162149-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 31.25 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162045-00 162090-00 162149-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162150-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 483.75 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162046-00 162091-00 162150-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162151-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 62.50 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162047-00 162092-00 162151-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162152-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 90.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162048-00 162093-00 162152-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162153-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 250.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162049-00 162094-00 162153-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD, PERIOD OF DIVERSION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162154-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 500.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	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.

162050-00 162095-00 162154-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD, PERIOD OF DIVERSION.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162155-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 6.25 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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. 162134-00, 162155-00.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162156-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 500.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM Reservoir Name: LAKE FRANCIS

Govt Lot Qtr Sec Sec Twp Rge County
NE 23 29N 5W PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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. 162141-00, 162156-00.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162157-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 1,000.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

THE CLAIMED FLOW RATE EXCEEDS THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM WHICH IS 900.00 CFS.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162158-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 25.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162159-00 STATEMENT OF CLAIM

Version: 1 -- 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): MUNICIPAL
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.**

Flow Rate: 5,000.00 CFS

Volume: 4,032.50 AC-FT

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		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

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>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1
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.

THE RESERVOIR EXTENDS INTO SECTIONS 3, 4, 5, 6, 7, 8, 9, 10, 11,14, 15, 16, 17 OF TWP 29N RGE 5W AND SECTIONS 32, 33 OF TWP 30N RGE 5W.

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	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	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>
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	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>
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	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>
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	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>
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	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>
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	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>
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	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>
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	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>
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	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>
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	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>
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				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>
459				25	30N	6W	PONDERA
460			E2	NENE 26	30N	6W	PONDERA
461			S2	SESE 26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2	S2 7	31N	3W	PONDERA
464			S2	S2 8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2	SW 4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	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>
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/06/2012: VOLUME, PLACE OF USE, RESERVOIR RECORD.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 162145-00.

THE SERVICE AREA MAP RECEIVED ON 11/23/2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998-00.

SEE CLAIM FILE 162134-00 FOR AMENDED CLAIM MAP FROM 04/06/2012.

PARENT FILE FOR THIS RIGHT IS 162144-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 162107-00, 162108-00, 162109-00, 162110-00, 162111-00, 162112-00, 162113-00, 162114-00, 162115-00, 162116-00, 162117-00, 162118-00, 162119-00, 162120-00, 162121-00, 162123-00, 162124-00, 162125-00, 162126-00, 162127-00, 162128-00, 162129-00, 162130-00, 162131-00, 162132-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00, 162155-00, 162156-00, 162157-00, 162158-00, 162159-00.

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

THE CLAIMED FLOW RATE EXCEEDS THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM WHICH IS 900.00 CFS.

AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 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, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED ENTIRELY FOR MUNICIPAL PURPOSES. ACCORDING TO INFORMATION IN THE CLAIM FILE IT APPEARS THE PLACE OF USE SHOULD BE THE LEGAL LAND DESCRIPTION DESCRIBING THE CITY OF CONRAD PROPER, AN AREA ONE (1) MILE SURROUNDING THE CITY OF CONRAD PROPER AND THE P-O MISSILE CONTROL CENTER (SESWSW SECTION 6 TWP 28N RGE 2W).

THE CLAIMED VOLUME MAY BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1092.23 GALLONS PER CAPITA PER DAY (GPCD) BASED ON THE 1973 CENSUS POPULATION OF 3287 PEOPLE.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 162250-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

**Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): FISH AND WILDLIFE

Flow Rate:

Volume:

Source Name: SUMMIT CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162251-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

**Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): FISH AND WILDLIFE

Flow Rate:

Volume:

Source Name: SUMMIT CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162252-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

**Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): FISH AND WILDLIFE

Flow Rate:

Volume:

Source Name: SUMMIT CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162253-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): FISH AND WILDLIFE

Flow Rate:

Volume:

Source Name: COONSA CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162254-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): FISH AND WILDLIFE

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF SUMMIT CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162255-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

**Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): FISH AND WILDLIFE

Flow Rate:

Volume:

Source Name: RAILROAD CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162256-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

**Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): FISH AND WILDLIFE

Flow Rate:

Volume:

Source Name: FORTYMILE CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162257-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): UNKNOWN

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 DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162258-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

**Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): UNKNOWN

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF SUMMIT CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162259-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): FISH AND WILDLIFE

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF SUMMIT CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162260-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: DISMISSED

**Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): UNKNOWN

Flow Rate:

Volume:

Source Name: MIDVALE CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162261-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): RECREATION

Flow Rate:

Volume:

Source Name: APPISTOKI CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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 162262-00 RESERVED CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: USA (DEPT OF INTERIOR NATIONAL PARK SERVICE)
1201 OAKRIDGE DRIVE, SUITE 250
FORT COLLINS, CO 80525

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): RECREATION

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED PURSUANT TO ARTICLE VI(B)(1) OF THE UNITED STATES NATIONAL PARK SERVICE - MONTANA COMPACT.

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.

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Water Right Number: 41M 162473-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARY B WOLDSTAD
PO BOX 21
VALIER, MT 59486 0021

ROBERT D WOLDSTAD
PO BOX 21
VALIER, MT 59486 0021

***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: 5.00 GPM

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

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NEN	WSW	9	30N	8W	GLACIER

Period of Diversion: MAY 20 TO OCTOBER 20

Diversion Means: WELL

Period of Use: MAY 20 TO OCTOBER 20

Place of Use:

<u>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			NEN	SW 9	30N	8W	GLACIER

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/10/2005: PRIORITY DATE, TYPE OF RIGHT.

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 162474-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARY B WOLDSTAD
PO BOX 21
VALIER, MT 59486 0021

ROBERT D WOLDSTAD
PO BOX 21
VALIER, MT 59486 0021

***Priority Date:** DECEMBER 31, 1930

Type of Historical Right: USE

Purpose(usage): STOCK

Flow Rate: 6.00 GPM

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

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESESE	3	30N	8W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: WELL

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			NESESE	3	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.

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 162475-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ROBERT D WOLDSTAD
 PO BOX 21
 VALIER, MT 59486 0021
 MARY B WOLDSTAD
 PO BOX 21
 VALIER, MT 59486 0021

***Priority Date:** DECEMBER 31, 1950

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 10.00 GPM

Volume: 1.50 AC-FT

Households: 1

Maximum Acres: 0.25

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<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	3	30N	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	0.25		SE	3	30N	8W	GLACIER

Total: 0.25

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/10/2005: VOLUME, 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.

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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 162476-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT D WOLDSTAD
PO BOX 21
VALIER, MT 59486 0021

MARY B WOLDSTAD
PO BOX 21
VALIER, MT 59486 0021

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

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.50 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 125.00

***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>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		SE	SW	6	30N	8W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: DIKE

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	9.46		W2	SENE	6	30N	8W GLACIER
2	2.71		S2	SWNE	6	30N	8W GLACIER
3	11.60		S2	SENE	6	30N	8W GLACIER
4	2.08		W2	NESE	6	30N	8W GLACIER
5	33.07			NWSE	6	30N	8W GLACIER
6	23.55			SWSE	6	30N	8W GLACIER
7	35.16			NESW	6	30N	8W GLACIER
8	7.35		E2	SESW	6	30N	8W GLACIER
9	0.08		NW	SESW	6	30N	8W GLACIER
Total:	125.06						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/20/2005: POINT OF DIVERSION, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/6/2015: MAXIMUM ACRES, 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.

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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 162477-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT D WOLDSTAD
PO BOX 21
VALIER, MT 59486 0021

MARY B WOLDSTAD
PO BOX 21
VALIER, MT 59486 0021

***Priority Date:** DECEMBER 31, 1930

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 224.40 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 45.00

***Source Name:** SPRING, 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNW	10	30N	8W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: DIKE

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	0.85		W2SWSE	3	30N	8W	GLACIER
2	20.22		SESW	3	30N	8W	GLACIER
3	14.25		NENW	10	30N	8W	GLACIER
4	3.78		E2NWNW	10	30N	8W	GLACIER
5	1.50		NWSEW	10	30N	8W	GLACIER
6	4.40		NESWNW	10	30N	8W	GLACIER
Total:	45.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/20/2005: POINT OF DIVERSION, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/23/2015: MAXIMUM ACRES, 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.

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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 163927-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MONTANA, STATE OF DEPT OF TRANSPORTATION
REAL ESTATE SERVICES SECTION
PO BOX 201001
HELENA, MT 59620 1001

***Priority Date:** APRIL 5, 1965

Type of Historical Right: FILED

Purpose(use): INSTITUTIONAL

Purpose Clarification: REST AREA

Flow Rate: 13.50 GPM

Volume: 15.00 AC-FT

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		S	W	9	28N	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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S	W	9	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 167245-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAYLA B SCHAFFER
386 HWY 213 N
CUT BANK, MT 59427

Priority Date: MAY 1, 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:** UNNAMED TRIBUTARY OF DEEP 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>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2NWNE	6	30N	11W	GLACIER

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

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		N2NENW	6	30N	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		S2SWSE	31	31N	11W	GLACIER

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

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4		S2SESW	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 Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2NWNE	6	30N	11W	GLACIER
2			N2NENW	6	30N	11W	GLACIER
3			S2SWSE	31	31N	11W	GLACIER
4			S2SESW	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.

AS OF 08/25/2005 , THIS WATER RIGHT APPEARS TO BE OWNED BY USA IN TRUST , 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 171457-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JACK R LENOIR
419 US HWY 213 N
CUT BANK, MT 59427 9018

***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>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNW	2	31N	7W	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>
	NWSWNW	2	31N	7W	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, 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			NWSWNW	2	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.

CLAIM FORM NOT NOTARIZED.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/30/2013 , 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 175768-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 224.40 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 20.00

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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 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.

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	20.00		NWNW	26	30N	6W	PONDERA
Total:	20.00						

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. 189926-00 . 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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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

USDA AERIAL PHOTOGRAPH NO(S). 278-169 , 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 175769-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 336.60 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 30.00

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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 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.

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	30.00		NWNW	22	30N	6W	PONDERA
Total:	30.00						

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. 189926-00 . 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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

USDA AERIAL PHOTOGRAPH NO(S). 278-169 , DATED 09/22/1979 , APPEARS TO INDICATE 6.80 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 175770-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 426.36 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: 38.00

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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 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.

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	38.00		NENW	22	30N	6W	PONDERA
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. 189926-00 . 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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , 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 175771-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 197.47 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 17.50

Source Name: 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 SEPTEMBER 30

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 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.

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	17.50		NESW	22	30N	6W	PONDERA
Total:	17.50						

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.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189926-00 . 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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , 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 175772-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 246.84 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: 22.00

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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 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.

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	22.00		NWSW	22	30N	6W	PONDERA
Total:	22.00						

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. 189926-00 . 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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , 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 175773-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 184.01 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: 16.50

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 SEPTEMBER 30

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 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.

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	16.50		NW	SE 22	30N	6W	PONDERA
Total:	16.50						

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.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189926-00 . 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. 102122-00, 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , 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 175774-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 309.67 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: 27.50

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 SEPTEMBER 30

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 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.

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	27.50		SENW	22	30N	6W	PONDERA
Total:	27.50						

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.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189926-00 . 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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , 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 175775-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

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: 4 - MODERATELY LOW

Maximum Acres: 10.00

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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 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.

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	10.00		SE	SW	30N	6W	PONDERA
Total:	10.00						

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. 189926-00 . 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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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 175776-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.00 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00

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		S	W	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 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.

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	40.00		NWSW	16	30N	6W	PONDERA
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. 189926-00 . 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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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 175777-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** DECEMBER 6, 1923

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 1.34 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 77.00

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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 15 TO OCTOBER 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 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.

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	38.50		NWNW	16	30N	6W	PONDERA
2	38.50		NENE	17	30N	6W	PONDERA
Total:	77.00						

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. 189926-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKER 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 175778-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 435.34 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: 39.00

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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 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.

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	39.00		NWNE	15	31N	6W	PONDERA
Total:	39.00						

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. 189926-00 . 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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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 175779-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.00 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00

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		S	W	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSIO IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER FISHER CANAL.

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	40.00		SWSW	16	30N	6W	PONDERA
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. 189926-00 . 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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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 175780-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 116.69 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: 31.00

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		S	W	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSIO IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER FISHER CANAL.

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	31.00		SWNW	22	30N	6W	PONDERA
Total:	31.00						

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. 189926-00 . 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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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USDA AERIAL PHOTOGRAPH NO(S). 278-169 , 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 175781-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 3.05 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: 121.90

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: MAY 1 TO SEPTEMBER 30

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 BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSIO IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER FISHER CANAL.

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	121.90		SW	11	31N	6W	PONDERA
Total:	121.90						

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. 189926-00 . 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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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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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SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 175782-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

***Flow Rate:** 1.23 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: 32.50

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 1 TO SEPTEMBER 30

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 BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSIO IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER FISHER CANAL.

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	32.50		SESE	8	30N	6W	PONDERA
Total:	32.50						

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.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189926-00 . 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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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 175783-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** OCTOBER 27, 1920

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 2.12 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: 150.50

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: MAY 1 TO SEPTEMBER 1

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 BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSIO IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER FISHER CANAL.

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	150.50		NE	21	30N	6W	PONDERA
Total:	150.50						

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.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET IRRIGATION PROJECT UNDER CLAIM NO. 189926-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

USDA AERIAL PHOTOGRAPH NO(S). 278-167 , DATED 09/22/1979 , APPEARS TO INDICATE 122.70 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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 175784-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 2.12 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: 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: MAY 1 TO SEPTEMBER 1

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 BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSIO IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER FISHER CANAL.

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	160.00		NW	21	30N	6W	PONDERA
Total:	160.00						

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. 189926-00 . 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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 136.00 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 124.00 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

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

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

Water Right Number: 41M 175785-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 224.40 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 20.00

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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSIO IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER FISHER CANAL.

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	20.00		W2SWNW	16	30N	6W	PONDERA
Total:	20.00						

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. 189926-00 . 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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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 175786-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: COOPER, C W FARMS INC
BOX 276
CUT BANK, MT 59427

***Priority Date:** MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 282.74 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 25.00

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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	24	30N	10W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30

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 BLACKTAIL CREEK THROUGH FOUR HORNS OUTLET CANAL. BLACKTAIL CREEK IS USED A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSIO IN THE NENE OF SEC 34 TWP 30N RGE 8W, WHERE IT IS TRANSPORTED TO THE PLACE OF USE THROUGH THE BADGER FISHER CANAL.

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	25.00		NESW	33	31N	6W	PONDERA
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. 189926-00 . 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. 102113-00, 124447-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00, 189934-00.

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. 102122-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

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. 102123-00, 175768-00, 175769-00, 175770-00, 175771-00, 175772-00, 175773-00, 175774-00, 175775-00, 175776-00, 175778-00, 175779-00, 175780-00, 175781-00, 175782-00, 175784-00, 175785-00, 175786-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-63 , DATED 08/10/1979 , APPEARS TO INDICATE 4.30 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 175862-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER RANCH HOLDINGS LLC
620 SHELBY ST
BRISTOL, TN 37620

***Priority Date:** JUNE 30, 1936

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 0.07 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, SOUTH FORK

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		SWSWSW	12	30N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

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. 715.

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			SWSWSW	12	30N	13W	GLACIER

THE PLACE OF USE IS LOCATED IN HOMESTEAD ENTRY SURVEY NO. 715. THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

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.

175862-00 175868-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/21/2004: FLOW RATE, VOLUME.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 175863-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER RANCH HOLDINGS LLC
620 SHELBY ST
BRISTOL, TN 37620

***Priority Date:** JUNE 30, 1936

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 10.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSW	12	30N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

THE MEANS OF DIVERSION IS A BUCKET.

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. 715.

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			SWSWSW	12	30N	13W	GLACIER

THE PLACE OF USE IS LOCATED IN HOMESTEAD ENTRY SURVEY NO. 715.
 THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE
 PLACE OF USE HAS BEEN ESTIMATED.

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.

175863-00 175867-00

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 07/21/2004.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 175864-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER RANCH HOLDINGS LLC
620 SHELBY ST
BRISTOL, TN 37620

***Priority Date:** JUNE 30, 1936

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 0.07 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, SOUTH FORK

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		SWN	SW	12	30N 13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

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. 715.

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	12	30N	13W	GLACIER

THE PLACE OF USE IS LOCATED IN HOMESTEAD ENTRY SURVEY NO. 715.
 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 07/21/2004: FLOW RATE, VOLUME.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 175865-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER RANCH HOLDINGS LLC
620 SHELBY ST
BRISTOL, TN 37620

***Priority Date:** JUNE 30, 1936

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL 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 OLAS 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	SW	12	30N 13W	GLACIER

Period of Diversion: JUNE 15 TO SEPTEMBER 15

Diversion Means: DAM

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. 715.

*Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWSW	12	30N	13W	GLACIER
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	8.00 FEET				
Depth:	8.00 FEET				
Surface Area:	15.00 ACRES				
Capacity:	48.00 ACRE-FEET				

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

Period of Use: JUNE 15 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			SESWSW	12	30N	13W	GLACIER

THE PLACE OF USE IS LOCATED IN HOMESTEAD ENTRY SURVEY NO. 715. THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 175866-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER RANCH HOLDINGS LLC
620 SHELBY ST
BRISTOL, TN 37620

***Priority Date:** JUNE 30, 1939

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 0.07 GPM

Volume: 0.11 AC-FT

Households: 1

Maximum Acres: 1.00

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

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>Tw</u>	<u>Rge</u>	<u>County</u>
1		SW	N	12	30	13	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

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. 715.

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		SW	N	12	30	13

***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							

THE PLACE OF USE IS LOCATED IN HOMESTEAD ENTRY SURVEY NO. 715. 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 07/21/2004: FLOW RATE, VOLUME.

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

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

THE 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.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 175864-00, 175866-00.

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 175867-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER RANCH HOLDINGS LLC
620 SHELBY ST
BRISTOL, TN 37620

***Priority Date:** JUNE 30, 1936

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 10.00 GPM

Volume: 5.00 AC-FT

Households: 1

Maximum Acres: 2.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and 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	12	30N	13W	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 HOMESTEAD ENTRY SURVEY NO. 715.

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	12	30N	13W	GLACIER

***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:	2.00							

THE PLACE OF USE IS LOCATED IN HOMESTEAD ENTRY SURVEY NO. 715. THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

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.

175863-00 175867-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/21/2004: FLOW RATE, VOLUME.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 175868-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GLACIER RANCH HOLDINGS LLC
620 SHELBY ST
BRISTOL, TN 37620

***Priority Date:** JUNE 30, 1936

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 0.07 GPM

Volume: 0.11 AC-FT

Households: 1

Maximum Acres: 2.00

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

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		SWSWSW	12		30N	13W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

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. 715.

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		SWSWSW	12	30N	13W	GLACIER

***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:	2.00							

THE PLACE OF USE IS LOCATED IN HOMESTEAD ENTRY SURVEY NO. 715. THE TOWNSHIP IS UNSURVEYED. THE LEGAL LAND DESCRIPTION FOR THE PLACE OF USE HAS BEEN ESTIMATED.

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.

175862-00 175868-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/21/2004: FLOW RATE, VOLUME.

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

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

THE 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.

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 175869-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KAREN E WOLDSTAD
359 GOLD RD
VALIER, MT 59486

JOHN S WOLDSTAD
359 GOLD RD
VALIER, MT 59486

***Priority Date:** MAY 31, 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 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	30	30N	7W	PONDERA

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

Diversion Means: DAM

*Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u> NWSENE	<u>Sec</u> 30	<u>Twp</u> 30N	<u>Rge</u> 7W	<u>County</u> PONDERA
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	12.00 FEET				
Depth:	8.00 FEET				
Surface Area:	0.50 ACRES				
Capacity:	1.60 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			NWSENE	30	30N	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.

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 175870-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOHN S WOLDSTAD
359 GOLD RD
VALIER, MT 59486

KAREN E WOLDSTAD
359 GOLD RD
VALIER, MT 59486

Priority Date: AUGUST 14, 1907

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: 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		NWNENE	27	29N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: BIRCH CREEK MAIN CANAL

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	30	30N	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.

175870-00 175872-00

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 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. 189930-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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 175871-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KAREN E WOLDSTAD
359 GOLD RD
VALIER, MT 59486

JOHN S WOLDSTAD
359 GOLD RD
VALIER, MT 59486

Priority Date: MAY 7, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 6.39 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: 168.70

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		NWNENE	27	29N	8W	PONDERA

Period of Diversion: MAY 10 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIRCH CREEK MAIN CANAL

Period of Use: MAY 10 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	30.50		NENE	30	30N	7W	PONDERA
2	10.00		NWNE	30	30N	7W	PONDERA
3	20.00		SENE	30	30N	7W	PONDERA
4	40.00		SWNE	30	30N	7W	PONDERA
5	13.20		NENW	30	30N	7W	PONDERA
6	15.00		NWNW	30	30N	7W	PONDERA
7	30.00		SENW	30	30N	7W	PONDERA
8	10.00		SWNW	30	30N	7W	PONDERA

Total: 168.70

Remarks:

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

175871-00 175872-00

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. 189930-00 . 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. 121582-00, 175871-00, 189930-00.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 95.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 278-165 , DATED 09/22/1979 , APPEARS TO INDICATE 84.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 127.86 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 175872-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KAREN E WOLDSTAD
359 GOLD RD
VALIER, MT 59486

JOHN S WOLDSTAD
359 GOLD RD
VALIER, MT 59486

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: 168.70

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		NW	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	30.50		NENE	30	30N	7W	PONDERA
2	10.00		NWNE	30	30N	7W	PONDERA
3	20.00		SENE	30	30N	7W	PONDERA
4	40.00		SWNE	30	30N	7W	PONDERA
5	13.20		NENW	30	30N	7W	PONDERA
6	15.00		NWNW	30	30N	7W	PONDERA
7	30.00		SENW	30	30N	7W	PONDERA
8	10.00		SWNW	30	30N	7W	PONDERA

Total: 168.70

Remarks:

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

175871-00 175872-00

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.

175870-00 175872-00

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 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. 189930-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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 111.00 GPM PER ACRE.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 95.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 278-165 , DATED 09/22/1979 , APPEARS TO INDICATE 84.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 127.86 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 175875-00 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:** DECEMBER 31, 1936

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>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N	SW	4	31N	7W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		S	NE	5	31N	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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSW	4	31N	7W	PONDERA
2			S2NE	5	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.

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 175876-00 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: JULY 18, 1954

Type of Historical Right: USE

***Purpose(use):** IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 400.00 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: 160.00

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		NESWNE	5	31N	7W	PONDERA

Period of Diversion: MAY 1 TO JULY 31

Diversion Means: PUMP

2		SWSWNE	5	31N	7W	PONDERA
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Period of Diversion: MAY 1 TO JULY 31

Diversion Means: HEADGATE

Ditch Name: LENOIR DITCH

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>Twp</u>	<u>Rge</u>	<u>County</u>
1	80.00		W2SW	4	31N	7W	PONDERA
2	10.00		S2SENE	5	31N	7W	PONDERA
3	40.00		NESE	5	31N	7W	PONDERA
4	30.00		SESE	5	31N	7W	PONDERA
Total:	160.00						

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 PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 36.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 282-44 , DATED 09/06/1982 , 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 179041-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BROKEN PICK LAND & CATTLE CO LLC
20 HILLS WAY
WHITEFISH, MT 59937

Priority Date: APRIL 9, 1894

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

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

***Source Name:** UNNAMED TRIBUTARY OF MILLER COULEE

Source Type: SURFACE WATER
ALSO KNOWN AS SPRING 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		W2NWNE	18	29N	7W	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>
		W2NWNE	18	29N	7W	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	9.00 FEET					
Depth:	6.00 FEET					
Surface Area:	3.20 ACRES					
Capacity:	7.68 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			W2NWNE	18	29N	7W	PONDERA
2			SEENW	18	29N	7W	PONDERA

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/12/2005: POINT OF DIVERSION, PLACE OF USE, VOLUME, PERIOD OF USE.

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 179042-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BROKEN PICK LAND & CATTLE CO LLC
20 HILLS WAY
WHITEFISH, MT 59937

Priority Date: APRIL 9, 1894

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

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

***Source Name:** UNNAMED TRIBUTARY OF CARTWRIGHT 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		NWSWSW	17	29N	7W	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>
	NWSWSW	17	29N	7W	PONDERA
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	9.00 FEET				
Depth:	6.00 FEET				
Surface Area:	0.73 ACRES				
Capacity:	1.75 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			NWSWSW	17	29N	7W	PONDERA
2			N2SESE	18	29N	7W	PONDERA

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/12/2005: POINT OF DIVERSION, PLACE OF USE, VOLUME, PERIOD OF USE.

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 179043-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BROKEN PICK LAND & CATTLE CO LLC
20 HILLS WAY
WHITEFISH, MT 59937

Priority Date: APRIL 9, 1894

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

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

***Source Name:** UNNAMED TRIBUTARY OF CARTWRIGHT 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	3	NEN	SW 19	29N	7W	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>
3	NENWSW	19	29N	7W	PONDERA

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 6.00 FEET
 Depth: 3.00 FEET
 Surface Area: 0.18 ACRES
 Capacity: 0.21 ACRE-FEET

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

Period of Use: JULY 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	N2NWSW	19	29N	7W	PONDERA

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/12/2005: SOURCE, POINT OF DIVERSION, PLACE OF USE, VOLUME, PERIOD OF USE.

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY 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 179044-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BROKEN PICK LAND & CATTLE CO LLC
20 HILLS WAY
WHITEFISH, MT 59937

Priority Date: APRIL 4, 1894

Type of Historical Right: USE

Purpose(use): STOCK

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

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

Source Name: SPRING 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	7	29N	7W	PONDERA

Period of Diversion: JULY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		NW	18	29N	7W	PONDERA
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Period of Diversion: JULY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		S2NE	18	29N	7W	PONDERA
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Period of Diversion: JULY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JULY 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	7	29N	7W PONDERA
2			NW	NE	18	29N	7W PONDERA
3			S2	NENW	18	29N	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 179045-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BROKEN PICK LAND & CATTLE CO LLC
20 HILLS WAY
WHITEFISH, MT 59937

Priority Date: APRIL 9, 1894

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 30.00 GPM

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

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and 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		NWSENE	5	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			E2NE	5	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.

179045-00 179046-00

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 179046-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BROKEN PICK LAND & CATTLE CO LLC
20 HILLS WAY
WHITEFISH, MT 59937

Priority Date: APRIL 9, 1894

Type of Historical Right: USE

Purpose(use): MULTIPLE DOMESTIC

Flow Rate: 30.00 GPM

Volume: 2.00 AC-FT

Households: 2

Maximum Acres: 0.25

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSENE	5	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	0.25		SENE	5	29N	7W	PONDERA

Total: 0.25

Remarks:

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

179045-00 179046-00

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 180718-00 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:** DECEMBER 31, 1962

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL 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		S	W	10	31N	6W	PONDERA

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

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: CHAS POND

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSENW	10	31N	6W	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: APRIL 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			SWSENW	10	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 180719-00 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 5, 1958

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 FEED LOT 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	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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	SW	3	31N	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.

180719-00 180746-00

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 180720-00 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: AUGUST 1, 1954

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

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		SESESW	10	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			SESESW	10	31N	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.

180720-00 180721-00

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 180721-00 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: AUGUST 1, 1954

Type of Historical Right: FILED

Purpose(use): MULTIPLE DOMESTIC

Flow Rate: 20.00 GPM

Volume: 1.50 AC-FT

Households: 2

Maximum Acres: 5.00

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		SESESW	10	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	5.00		SESESW	10	31N	6W	PONDERA

Total: 5.00

Remarks:

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

180720-00 180721-00

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 180722-00 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: OCTOBER 26, 1917

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: 64.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 32.00

***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		S	W	24	30N	10W	GLACIER

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

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	32.00		NESW	10	31N	6W	PONDERA
Total:	32.00						

Remarks:

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.

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 180723-00 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:** OCTOBER 26, 1917

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: 64.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 32.00

***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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	WSENE 24	30N	10W	GLACIER

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

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	32.00		NESW	10	31N	6W	PONDERA
Total:	32.00						

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. 41M 189934-00 . 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. 102125-00, 180723-00, 180736-00, 180744-00, 183386-00.

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.

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 180724-00 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:** OCTOBER 22, 1920

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: 64.00 AC-FT

Climatic Area: 5 - LOW

Maximum Acres: 32.00

***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>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	WSENE 24	30N	10W	GLACIER

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

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	32.00		NESW	10	31N	6W	GLACIER
Total:	32.00						

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. 41M 189934-00 . 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. 180724-00, 180732-00, 180739-00, 183391-00.

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.

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 180725-00 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:** OCTOBER 26, 1917

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: 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 OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	32.00		NESW	10	31N	6W	PONDERA
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.

CLAIM NOS. 180725-00, 180726-00, 180727-00 AND 180728-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

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.

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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED DOCUMENTATION IS 05/07/1910.

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 180726-00 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:** OCTOBER 26, 1917

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: 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	SENE	24	30N	10W GLACIER

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

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	32.00		NESW	10	31N	6W	PONDERA
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.

CLAIM NOS. 180725-00, 180726-00, 180727-00 AND 180728-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

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.

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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

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 180727-00 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:** OCTOBER 26, 1917

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: 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 OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	32.00		NESW	10	31N	6W	PONDERA
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.

CLAIM NOS. 180725-00, 180726-00, 180727-00 AND 180728-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

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.

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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

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 180728-00 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:** OCTOBER 26, 1917

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: 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	SENE	24	30N	10W GLACIER

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	32.00		NESW	10	31N	6W	PONDERA
Total:	32.00						

Remarks:

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

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

CLAIM NOS. 180725-00, 180726-00, 180727-00 AND 180728-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

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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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

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.

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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 180729-00 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:** OCTOBER 26, 1917

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: 4 - MODERATELY LOW

Maximum Acres: 32.00

Source Name: BLACKTAIL CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</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: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

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	32.00		NESW	10	31N	6W	PONDERA
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. 41M 189932-00 . 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. 180729-00, 180735-00, 180745-00, 183385-00.

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 180730-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 442.00 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: 26.00

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		S	W	SENE	24	30N	10W GLACIER

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	21.00		NWSE	5	31N	6W	PONDERA
2	5.00		W2SWSE	5	31N	6W	PONDERA
Total:	26.00						

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. 189934-00 . 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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-73 , DATED 08/10/1979 , 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 180731-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 442.00 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: 26.00

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		S	W	24	30N	10W	GLACIER

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	21.00		NWSE	5	31N	6W	PONDERA
2	5.00		W2SWSE	5	31N	6W	PONDERA
Total:	26.00						

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. 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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-073 , DATED 08/10/1979 , 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.

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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 180732-00 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:** OCTOBER 22, 1920

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 442.00 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: 26.00

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		S	W	24	30N	10W	GLACIER

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	21.00		NWSE	5	31N	6W	PONDERA
2	5.00		W2SWSE	5	31N	6W	PONDERA
Total:	26.00						

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. 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. 180724-00, 180732-00, 180739-00, 183391-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-073 , DATED 08/10/1979 , 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.

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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 180733-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 442.00 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: 26.00

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>Twp</u>	<u>Rge</u>	<u>County</u>	
1		S	WSENE	24	30N	10W	GLACIER

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	21.00		NWSE	5	31N	6W	PONDERA
2	5.00		W2SWSE	5	31N	6W	PONDERA
Total:	26.00						

Remarks:

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

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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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-073 , DATED 08/10/1979 , 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.

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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 180734-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 442.00 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: 26.00

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		S	W	24	30N	10W	GLACIER

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	21.00		NWSE	5	31N	6W	PONDERA
2	5.00		W2SWSE	5	31N	6W	PONDERA
Total:	26.00						

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. 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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-073 , DATED 08/10/1979 , 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 180735-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 442.00 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: 26.00

Source Name: BLACKTAIL CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</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: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

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>Tw</u>	<u>Rge</u>	<u>County</u>
1	21.00		NWSE	5	31N	6W	PONDERA
2	5.00		W2SWSE	5	31N	6W	PONDERA
Total:	26.00						

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. 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. 180729-00, 180735-00, 180745-00, 183385-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-073 , DATED 08/10/1979 , 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 180736-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 442.00 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: 26.00

Source Name: BLACKTAIL CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</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: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

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	21.00		NWSE	5	31N	6W	PONDERA
2	5.00		W2SWSE	5	31N	6W	PONDERA
Total:	26.00						

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. 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. 102125-00, 180723-00, 180736-00, 180744-00, 183386-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-073 , DATED 08/10/1979 , 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 180737-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 52.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 26.00

***Source Name:** JACKSON 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>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NW	SE	19	30N	8W GLACIER

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

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	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 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	21.00		NWSE	5	31N	6W	PONDERA
2	5.00		W2SWSE	5	31N	6W	PONDERA
Total:	26.00						

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. 189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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.

USDA AERIAL PHOTOGRAPH NO(S). 178-073 , DATED 08/10/1979 , 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 180738-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.53 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: 40.40

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 OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	2.00		SESW	10	31N	6W	PONDERA
2	38.40		NENW	15	31N	6W	PONDERA
Total:	40.40						

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.

180738-00 180739-00 180740-00 180741-00 180742-00 180743-00 180744-00
180745-00

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 INDIAN RESERVATION UNDER CLAIM NO. 41M 189934-00 . 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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 180739-00 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:** OCTOBER 22, 1920

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.53 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: 40.40

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 OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	2.00		SESW	10	31N	6W	PONDERA
2	38.40		NENW	15	31N	6W	PONDERA
Total:	40.40						

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.

180738-00 180739-00 180740-00 180741-00 180742-00 180743-00 180744-00
180745-00

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 INDIAN RESERVATION UNDER CLAIM NO. 41M-189934-00 . 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. 180724-00, 180732-00, 180739-00, 183391-00.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 140.00 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 180740-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.53 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: 40.40

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

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	2.00		SESW	10	31N	6W	PONDERA
2	38.40		NENW	15	31N	6W	PONDERA
Total:	40.40						

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.

180738-00 180739-00 180740-00 180741-00 180742-00 180743-00 180744-00
180745-00

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 WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 180738-00, 180740-00, 180741-00, 180742-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET INDIAN RESERVATION UNDER CLAIM NO. 41M-189934-00 . 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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 180741-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.53 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: 40.40

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

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	2.00		SESW	10	31N	6W	PONDERA
2	38.40		NENW	15	31N	6W	PONDERA
Total:	40.40						

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.

180738-00 180739-00 180740-00 180741-00 180742-00 180743-00 180744-00
180745-00

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 WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 180738-00, 180740-00, 180741-00, 180742-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET INDIAN RESERVATION UNDER CLAIM NO. 41M-189934-00 . 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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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

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

Water Right Number: 41M 180742-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.53 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: 40.40

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 OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	2.00		SESW	10	31N	6W	PONDERA
2	38.40		NENW	15	31N	6W	PONDERA
Total:	40.40						

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.

180738-00 180739-00 180740-00 180741-00 180742-00 180743-00 180744-00
180745-00

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THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 180738-00, 180740-00, 180741-00, 180742-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET INDIAN RESERVATION UNDER CLAIM NO. 41M-189934-00 . 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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 180743-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 80.80 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.40

***Source Name:** JACKSON 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>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NW	SE	19	30N	8W GLACIER

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

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	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 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	2.00		SESW	10	31N	6W	PONDERA
2	38.40		NENW	15	31N	6W	PONDERA
Total:	40.40						

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.

180738-00 180739-00 180740-00 180741-00 180742-00 180743-00 180744-00
180745-00

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 INDIAN RESERVATION UNDER CLAIM NO. 41M-189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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 COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 180744-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.53 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: 40.40

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

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

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	2.00		SESW	10	31N	6W	PONDERA
2	38.40		NENW	15	31N	6W	PONDERA
Total:	40.40						

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.

180738-00 180739-00 180740-00 180741-00 180742-00 180743-00 180744-00
180745-00

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 WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 180744-00, 180745-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET INDIAN RESERVATION UNDER CLAIM NO. 41M-189932-00 . 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. 102125-00, 180723-00, 180736-00, 180744-00, 183386-00.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 180745-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.53 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: 40.40

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

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

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	2.00		SESW	10	31N	6W	PONDERA
2	38.40		NENW	15	31N	6W	PONDERA
Total:	40.40						

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.

180738-00 180739-00 180740-00 180741-00 180742-00 180743-00 180744-00
180745-00

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 WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 180744-00, 180745-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET INDIAN RESERVATION UNDER CLAIM NO. 41M-189932-00 . 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. 180729-00, 180735-00, 180745-00, 183385-00.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 180746-00 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 5, 1958

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 20.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SES	WSE	3	31N	6W	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: WELL

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	3.00		SE	SW	31N	6W	PONDERA
Total:	3.00						

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.

180719-00 180746-00

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. USDA AERIAL PHOTOGRAPH NO(S). 178-73 , DATED 08/10/1979 , 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 180888-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JENNIE REISHUS
PO BOX 136
DUPUYER, MT 59432

DONALD D REISHUS
PO BOX 136
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: 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	4	SESE	25	29N	9W	PONDERA	

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		4	SESE	25	29N	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 180889-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JENNIE REISHUS
PO BOX 136
DUPUYER, MT 59432

DONALD D REISHUS
PO BOX 136
DUPUYER, MT 59432

***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: 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	8	NENW	3	28N	9W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2	8	NWNW	3	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	14	SWNW	3	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		8	NENW	3	28N	9W	PONDERA
2		8	NWNW	3	28N	9W	PONDERA
3		14	SWNW	3	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 180890-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JENNIE REISHUS
PO BOX 136
DUPUYER, MT 59432

DONALD D REISHUS
PO BOX 136
DUPUYER, MT 59432

***Priority Date:** DECEMBER 31, 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 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		NESWNE	9	28N	9W	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>
		NESWNE	9	28N	9W	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: DECEMBER 1 TO APRIL 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			NESWNE	9	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

**** 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 180950-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: RICHARD K BUNDY
PO BOX 403
CUT BANK, MT 59427**

***Priority Date: MAY 31, 1938**

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 3.60 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: 562.40

***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 20

Diversion Means: HEADGATE

Ditch Name: TWO MEDICINE CANAL

Period of Use: JUNE 1 TO AUGUST 20

Place of Use:

<u>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	15.00		NESE	21	33N	7W	GLACIER
2	20.00		NWSE	21	33N	7W	GLACIER
3	38.40		SESE	21	33N	7W	GLACIER
4	5.00		NWSW	22	33N	7W	GLACIER
5	14.00		SESW	22	33N	7W	GLACIER
6	45.00		SWSW	22	33N	7W	GLACIER
7	40.00		NWNE	26	33N	7W	GLACIER
8	40.00		SWNE	26	33N	7W	GLACIER
9	40.00		NENW	26	33N	7W	GLACIER
10	40.00		NWNW	26	33N	7W	GLACIER
11	30.00		SENE	26	33N	7W	GLACIER
12	30.00		SWNW	26	33N	7W	GLACIER
13	25.00		NESW	26	33N	7W	GLACIER
14	40.00		NENE	27	33N	7W	GLACIER
15	40.00		NWNE	27	33N	7W	GLACIER
16	20.00		SENE	27	33N	7W	GLACIER
17	20.00		SWNE	27	33N	7W	GLACIER
18	30.00		NENW	27	33N	7W	GLACIER
19	30.00		NWNW	27	33N	7W	GLACIER
Total:	562.40						

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.

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). 282-133 , 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 182051-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BROKEN PICK LAND & CATTLE CO LLC
20 HILLS WAY
WHITEFISH, MT 59937

Priority Date: APRIL 9, 1884

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		NEN	SW 27	29N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: B CANAL

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			S2SWNW	13	29N	8W	PONDERA
2			SENWSW	13	29N	8W	PONDERA
3			E2SWSW	13	29N	8W	PONDERA
4			NWSESE	14	29N	8W	PONDERA
5			S2SESE	14	29N	8W	PONDERA
6			E2NENE	23	29N	8W	PONDERA
7			NESENE	23	29N	8W	PONDERA
8			S2SENE	23	29N	8W	PONDERA
9		2	SWNE	23	29N	8W	PONDERA
10			SESWNE	23	29N	8W	PONDERA
11		3	NWSE	23	29N	8W	PONDERA
12			NENWSE	23	29N	8W	PONDERA
13			S2NWSE	23	29N	8W	PONDERA
14		5	SESW	23	29N	8W	PONDERA
15			E2SESW	23	29N	8W	PONDERA
16		4	SWSW	23	29N	8W	PONDERA
17			NENW	24	29N	8W	PONDERA
18			NWNW	24	29N	8W	PONDERA
19			NWSENE	24	29N	8W	PONDERA
20			SWNW	24	29N	8W	PONDERA
21			NENWSE	24	29N	8W	PONDERA
22			SWNWSE	24	29N	8W	PONDERA
23			S2N2SW	24	29N	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.

THIS CLAIM APPEARS TO DUPLICATE CLAIM NO. 182052-00 FILED BY THE PONDERA COUNTY CANAL AND RESERVOIR COMPANY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 182052-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/19/2006.

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

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

Water Right Number: 41M 182053-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/19/2006.

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

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

Water Right Number: 41M 182054-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/19/2006.

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 182055-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/19/2006.

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 182056-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/19/2006.

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 182057-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/19/2006.

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 182058-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/19/2006.

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 182059-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/19/2006.

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 182060-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/19/2006.

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 182061-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/19/2006.

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 182062-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/19/2006.

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 182063-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/19/2006.

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 182064-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/19/2006.

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 182065-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/19/2006.

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 182066-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/19/2006.

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

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

Water Right Number: 41M 182067-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/19/2006.

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

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

Water Right Number: 41M 183384-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 5.65 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: 4 - MODERATELY LOW

Maximum Acres: 149.20

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: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	26.70		W2NE	10	31N	6W	PONDERA
2	122.50		NW	10	31N	6W	PONDERA
Total:	149.20						

Remarks:

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

183384-00 183385-00 183386-00 183387-00 183388-00 183389-00 183390-00
183391-00

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 WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 183384-00, 183388-00, 183389-00, 183390-00.

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.

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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

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

USDA AERIAL PHOTOGRAPH NO(S). 178-73 , DATED 08/10/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 183385-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 5.65 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: 4 - MODERATELY LOW

Maximum Acres: 149.20

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: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

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	26.70		W2NE	10	31N	6W	PONDERA
2	122.50		NW	10	31N	6W	PONDERA
Total:	149.20						

Remarks:

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

183384-00 183385-00 183386-00 183387-00 183388-00 183389-00 183390-00
183391-00

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 WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 183385-00, 183386-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET INDIAN RESERVATION 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. 180729-00, 180735-00, 180745-00, 183385-00.

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

USDA AERIAL PHOTOGRAPH NO(S). 178-73 , DATED 08/10/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 183386-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 5.65 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: 4 - MODERATELY LOW

Maximum Acres: 149.20

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: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

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	26.70		W2NE	10	31N	6W	PONDERA
2	122.50		NW	10	31N	6W	PONDERA
Total:	149.20						

Remarks:

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

183384-00 183385-00 183386-00 183387-00 183388-00 183389-00 183390-00
183391-00

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 WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 183385-00, 183386-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET INDIAN RESERVATION 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. 102125-00, 180723-00, 180736-00, 180744-00, 183386-00.

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

USDA AERIAL PHOTOGRAPH NO(S). 178-73 , DATED 08/10/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 183387-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 298.40 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 149.20

***Source Name:** JACKSON 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>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NW	SE	19	30N	8W GLACIER

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

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>
	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 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	26.70		W2NE	10	31N	6W	PONDERA
2	122.50		NW	10	31N	6W	PONDERA
Total:	149.20						

Remarks:

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

183384-00 183385-00 183386-00 183387-00 183388-00 183389-00 183390-00
 183391-00

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 INDIAN RESERVATION UNDER CLAIM NO. 41M-189934-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

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). 178-73 , DATED 08/10/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 183388-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 5.65 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: 4 - MODERATELY LOW

Maximum Acres: 149.20

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: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	26.70		W2NE	10	31N	6W	PONDERA
2	122.50		NW	10	31N	6W	PONDERA
Total:	149.20						

Remarks:

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

183384-00 183385-00 183386-00 183387-00 183388-00 183389-00 183390-00
183391-00

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

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THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 183384-00, 183388-00, 183389-00, 183390-00.

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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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

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

USDA AERIAL PHOTOGRAPH NO(S). 178-73 , DATED 08/10/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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**

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

Water Right Number: 41M 183389-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 5.65 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: 4 - MODERATELY LOW

Maximum Acres: 149.20

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: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	26.70		W2NE	10	31N	6W	PONDERA
2	122.50		NW	10	31N	6W	PONDERA
Total:	149.20						

Remarks:

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

183384-00 183385-00 183386-00 183387-00 183388-00 183389-00 183390-00
183391-00

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 WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 183384-00, 183388-00, 183389-00, 183390-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET INDIAN RESERVATION UNDER CLAIM NO. 41M-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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

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

USDA AERIAL PHOTOGRAPH NO(S). 178-73 , DATED 08/10/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 183390-00 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:** OCTOBER 26, 1917

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 5.65 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: 4 - MODERATELY LOW

Maximum Acres: 149.20

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 OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	26.70		W2NE	10	31N	6W	PONDERA
2	122.50		NW	10	31N	6W	PONDERA
Total:	149.20						

Remarks:

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

183384-00 183385-00 183386-00 183387-00 183388-00 183389-00 183390-00
183391-00

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 WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 183384-00, 183388-00, 183389-00, 183390-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE BLACKFEET INDIAN RESERVATION UNDER CLAIM NO. 41M-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. 44962-00, 44964-00, 44965-00, 44966-00, 44967-00, 44968-00, 44969-00, 44971-00, 44972-00, 44973-00, 44974-00, 44975-00, 44976-00, 44977-00, 44978-00, 44979-00, 44980-00, 44981-00, 44982-00, 44983-00, 44984-00, 44985-00, 47377-00, 47378-00, 47379-00, 47380-00, 47381-00, 102115-00, 180725-00, 180726-00, 180727-00, 180728-00, 180730-00, 180731-00, 180733-00, 180734-00, 180738-00, 180740-00, 180741-00, 180742-00, 183384-00, 183388-00, 183389-00, 183390-00.

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

USDA AERIAL PHOTOGRAPH NO(S). 178-73 , DATED 08/10/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 183391-00 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:** OCTOBER 22, 1920

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 5.65 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: 4 - MODERATELY LOW

Maximum Acres: 149.20

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 OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: FOUR HORNS FEEDER CANAL

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	26.70		W2NE	10	31N	6W	PONDERA
2	122.50		NW	10	31N	6W	PONDERA
Total:	149.20						

Remarks:

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

183384-00 183385-00 183386-00 183387-00 183388-00 183389-00 183390-00
183391-00

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 INDIAN RESERVATION UNDER CLAIM NO. 41M-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. 180724-00, 180732-00, 180739-00, 183391-00.

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

USDA AERIAL PHOTOGRAPH NO(S). 178-73 , DATED 08/10/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 119.00 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 184559-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BOONE & CROCKETT CLUB INC
PO BOX 234
DUPUYER, MT 59432 0234

Priority Date: AUGUST 11, 1970

Type of Historical Right: FILED

Purpose(use): DOMESTIC

Flow Rate: 6.00 GPM

Volume: 1.50 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		SWNESE	5	27N	8W	TETON

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			SWNESE	5	27N	8W	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 184560-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BOONE & CROCKETT CLUB INC
PO BOX 234
DUPUYER, MT 59432 0234

Priority Date: JUNE 30, 1905

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.89 CFS

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

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 50.00

Source Name: 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		SE	6	27N	8W	TETON

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: MAY 15 TO OCTOBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	43.00		SE	6	27N	8W	TETON
2	4.00		SE	6	27N	8W	TETON
3	3.00		NENE	7	27N	8W	TETON
Total:	50.00						

Remarks:

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

184560-00 184563-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/20/1999: 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 TETON COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 14.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 178-68 , DATED 08/03/1978 , APPEARS TO INDICATE 15.00 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."

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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 184561-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BOONE & CROCKETT CLUB INC
PO BOX 234
DUPUYER, MT 59432 0234

Priority Date: AUGUST 4, 1902

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: CONNOR CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS CONNOR 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		SESEW	5	27N	8W	TETON

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: MAY 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		SWNWSE	5	27N	8W	TETON
2	5.00		NWSWSE	5	27N	8W	TETON
3	14.00		SESW	5	27N	8W	TETON
Total:	20.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/20/1999: 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 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 11.59 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 184562-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BOONE & CROCKETT CLUB INC
PO BOX 234
DUPUYER, MT 59432 0234

Priority Date: OCTOBER 12, 1971

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.10 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: 29.00

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	WNW	18	27N	8W TETON

Period of Diversion:

Diversion Means: PUMP

2		NENENE	13	27N	9W	TETON
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Period of Diversion:

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	22.00		S2NW	18	27N	8W	TETON
2	7.00		E2SENE	13	27N	9W	TETON
Total:	29.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/20/1999: SOURCE, MAXIMUM ACRES, PLACE OF USE.

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

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

NO PERIOD OF USE HAS BEEN CLAIMED. THE USUAL AND REASONABLE PERIOD OF USE IN THIS AREA IS APRIL 20 TO OCTOBER 10.

THE TETON COUNTY WATER RESOURCES SURVEY (1962) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 178-66 , DATED 08/13/1978 , 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 184563-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BOONE & CROCKETT CLUB INC
PO BOX 234
DUPUYER, MT 59432 0234

Priority Date: APRIL 16, 1895

Type of Historical Right: FILED

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: 5 - LOW

Maximum Acres: 512.00

Source Name: DUPUYER 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		SWNESE	14	27N	9W	TETON

Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: TIM CONNOR-KENNEDY DITCH NO. 1

Period of Use:

***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	41.00		SE	6	27N	8W	TETON	
2	57.00		SW	6	27N	8W	TETON	
3	33.00		NE	7	27N	8W	TETON	
4	50.00		NW	7	27N	8W	TETON	
5	12.00		NWSE	7	27N	8W	TETON	
6	86.00		SW	7	27N	8W	TETON	
7	25.00		N2SW	7	27N	8W	TETON	
8	53.00		SE	12	27N	9W	TETON	
9	78.00		NE	13	27N	9W	TETON	
10	73.00		NW	13	27N	9W	TETON	
11	4.00		N2SW	13	27N	9W	TETON	
Total:	512.00							

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.

184560-00 184563-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/20/1999: POINT OF DIVERSION, SOURCE, MAXIMUM ACRES, PLACE OF USE.

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

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

NO PERIOD OF USE HAS BEEN CLAIMED. THE USUAL AND REASONABLE PERIOD OF USE IN THIS AREA IS APRIL 20 TO OCTOBER 10.

THE TETON COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 309.48 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 178-67 , DATED 08/03/1978 , APPEARS TO INDICATE 405.82 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 184564-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BOONE & CROCKETT CLUB INC
PO BOX 234
DUPUYER, MT 59432 0234

Priority Date: MAY 15, 1895

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 9.89 CFS

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

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 261.00

Source Name: DUPUYER 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		SW	NESE	14	27N	9W TETON

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: TIM CONNOR-KENNEDY DITCH NO. 1

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	9.00		S2SW	7	27N	8W	TETON
2	46.00		N2NW	18	27N	8W	TETON
3	12.00		S2S2NW	18	27N	8W	TETON
4	24.00		N2SW	18	27N	8W	TETON
5	100.00		NE	13	27N	9W	TETON
6	2.00		SESENE	13	27N	9W	TETON
7	20.00		W2NW	13	27N	9W	TETON
8	46.00		N2SE	13	27N	9W	TETON
9	2.00		NENESW	13	27N	9W	TETON
Total:	261.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/29/1999: POINT OF DIVERSION, SOURCE, 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 TETON COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 71.00 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 184565-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: A

Owners: ROBERT M NEWKIRK
PO BOX 110
DUPUYER, MT 59432

ALI NEWKIRK
PO BOX 110
DUPUYER, MT 59432

Priority Date: NOVEMBER 1, 1888

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:** 1.78 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: 47.00

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		S2SE	9	28N	7W	PONDERA

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: PUMP

POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.

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	3.00		S2NWSE	9	28N	7W	PONDERA
2	43.00		S2SE	9	28N	7W	PONDERA
3	1.00		NWNENE	16	28N	7W	PONDERA
Total:	47.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/18/2002: POINTS OF DIVERSION, PLACE OF USE, TOTAL ACRES, FLOW RATE, PRIORITY DATE, TYPE OF RIGHT.

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

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

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. 184565-00, 162034-00.

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

USDA AERIAL PHOTOGRAPH NO(S). 278-157 , DATED 09/22/1979 , APPEARS TO INDICATE 13.92 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

**** 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 184571-00 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: 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

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		SES	WNE	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			N	25	33N	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.

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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/05/2014 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

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

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

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 184573-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DAVID J BROBERG
191 ED WILLIAMS RD
CUT BANK, MT 59427

BARBARA B BROBERG
191 ED WILLIAMS RD
CUT BANK, MT 59427

Priority Date:

Type of Historical Right:

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate:

***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: 477.00

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						CONVERSION

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: UNKNOWN

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	77.00		W2SW	3	33N	6W	GLACIER
2	160.00		NE	19	34N	6W	GLACIER
3	80.00		E2SE	19	34N	6W	GLACIER
4	80.00		N2NW	29	34N	6W	GLACIER
5	80.00		E2NE	30	34N	6W	GLACIER
Total:	477.00						

Remarks:

THIS CLAIM WAS IMPROPERLY WITHDRAWN FROM THE ADJUDICATION PROCESS ON 10/25/2004. THE DEED OF CONVEYANCE SUBMITTED WITH THE REQUEST TO WITHDRAW THIS CLAIM INCLUDED ONLY PART OF THE CLAIMED PLACE OF USE. IT APPEARS THAT MORE THAN ONE OWNER MAYBE INVOLVED. AFTER FURTHER EXAMINATION THIS CLAIM WAS REINSTATED TO THE ADJUDICATION PROCESS ON 06/07/2006.

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.

NO QUANTIFIED FLOW RATE HAS BEEN CLAIMED.

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

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

NO PRIORITY DATE WAS CLAIMED.

NO TYPE OF HISTORICAL RIGHT WAS CLAIMED. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT 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 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 185665-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/02/2006.

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 185666-00 STATEMENT OF CLAIM

Version: 3 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: AUGUST 31, 1897

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 4.00 CFS

***Volume:** 490.50 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: 213.30

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		NEN	SW 27	29N	8W	PONDERA

***Period of Diversion:** APRIL 20 TO OCTOBER 14

Diversion Means: HEADGATE

Ditch Name: B CANAL

***Period of Use:** APRIL 20 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	35.40		W2SW	13	29N	8W	PONDERA
2	8.40		E2E2SE	14	29N	8W	PONDERA
3	55.50		NE	23	29N	8W	PONDERA
4	2.90		NENESE	23	29N	8W	PONDERA
5	22.80		W2NE	24	29N	8W	PONDERA
6	74.00		NW	24	29N	8W	PONDERA
7	14.30		N2NWSW	24	29N	8W	PONDERA
Total:	213.30						

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.

185666-00 185707-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/02/2006: POINT OF DIVERSION, PLACE OF USE, FLOW RATE, 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.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 278-229 , 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 185667-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/02/2006.

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 185668-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/02/2006.

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 185681-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/02/2006.

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 185682-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/02/2006.

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 185683-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/02/2006.

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 185684-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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 WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/02/2006.

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 185706-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

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

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

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 06/02/2006.

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