### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139322-00	STATEMENT OF CLAIM
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Version: 2 -- REEXAMINED

Status: ACTIVE

**Owners:** 

ROY C RODEGHIERO PO BOX 37 ROUNDUP, MT 59072

JANET L RODEGHIERO PO BOX 37 ROUNDUP, MT 59072

Priority Date: JULY 31, 1949

Type of Historical Right: USE

Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF BIG SPRING CREEK, EAST FORK GROUNDWATER

AUGUST 18, 2022 41S 139322-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

<u>ID</u> 1		Govt Lot 3	<u>Qtr Sec</u> SENENW	<u>Sec</u> 2	<u>Twp</u> 14N	<u>Rge</u> 19E	<u>County</u> FERGUS
Period of Diversion: JANUARY 1 TO DECEMBER 31							
-	Diversion Means:	FLOWING					
S	Subdivision:	SPRING CREE	K TRACTS	TRA	CT/LOT:	061	
Perio	d of Use:	JANUARY 1 TC	DECEMBE	ER 31			
Place	of Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1				2	14N		FERGUS
	Subdivision:	SPRING CREE	K TRACTS	TRA	CT/LOT	: 061	

#### Remarks:

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

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

THE PLACE OF USE APPEARS TO NEED MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION APPEARS TO BE GOV'T LOT 3 IN THE SENENW SEC 2 TWP 14N RGE 19E FERGUS CO.

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

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

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

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Water Right Number:	ht Number: 41S 139323-00 STATEMENT OF CLAIM							
	Version: 2	2 REEXAMIN	NED					
	1	Status: A	CTIVE					
Owners:	PO BOX 426	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479						
Priority Date:	DECEMBER 31, 1910							
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	20.00 GPM							
Volume:	1.50 AC-FT							
Households:	1							
Maximum Acres:	0.25							
Source Name:	GROUNDWATER							
Source Type:	GROUI	NDWATER						
Point of Diversion and M	leans of Diver	sion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENE	<u>Sec</u> 17	<u>Twp</u> 16N		<u>County</u> JUDITH BASIN		
Period of Diversion		TO DECEMB	ER 31					
Diversion Means:	WELL							
Period of Use:	JANUARY 1	TO DECEMBE	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>		
1 0.25		SENENE	17	16N	12E	JUDITH BASIN		
<b>Total:</b> 0.25								

#### Remarks:

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

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

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Water Right Number:	41S 139324-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479						
Priority Date:	DECEMBER 31, 1882						
Type of Historical Right	t: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	15.00 GPM						
Volume:	1.50 AC-FT						
Households:	1						
Maximum Acres:	0.50						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENW3516N11EJUDITH BASIN						
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31 <b>Diversion Means:</b> WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>						
1 0.50	NWSENW 35 16N 11E JUDITH BASIN						
<b>Total:</b> 0.50							

#### Remarks:

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

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

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Water Right Number:	41S 139325-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479					
Priority Date:	APRIL 1, 1959					
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	40.00 GPM					
Volume:	4.00 AC-FT					
Maximum Acres:	2.00					
Source Name:	RUNNING WOLF CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESENW 35 16N 11E JUDITH BASIN					
•	: APRIL 1 TO OCTOBER 1					
Diversion Means: PUMP						
Period of Use:	APRIL 1 TO OCTOBER 1					
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
1 2.00	N2SENW 35 16N 11E JUDITH BASIN					
<b>Total:</b> 2.00						

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

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

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

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Water Right Number:	41S 139326-00	) STATE	MENT	OF CL/	۹IM	
	Version: 4	REEXAMI	NED			
	Stat	tus: A	CTIVE			
Owners:	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479					
Priority Date:	JUNE 3, 1896					
Type of Historical Right:	FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	2.50 CFS					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area:	3 - MODERATE					
Maximum Acres:	90.00					
Source Name:	DRY WOLF CR	EEK				
Source Type:	SURFACE	WATER				
Point of Diversion and N	leans of Diversion	n:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u>		Twp		<u>County</u>
•		WNWSE	34	16N	11E	JUDITH BASIN
Period of Diversion Diversion Means:	JUNE 1 TO OC DIKE	TOBER 31				
Period of Use:	JUNE 1 TO OC					

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	30.00		NE	34	16N	11E	JUDITH BASIN
2	60.00		NW	35	16N	11E	JUDITH BASIN
Total:	90.00						

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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. ON 01/12/1990 WILMER F. SCHMITT FILED AN OBJECTION TO THE PERIOD OF USE. THIS IS A LATE OBJECTION AND WILL NOT BE HEARD UNTIL AFTER PROPER NOTICE ON THE NEXT

OBJECTION LIST.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY ( 1963 ) 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	41S 139327-0	O STATE	MENT	OF CLA	۸IM			
	Version: 6	REEXAMIN						
	Sta	ntus: A	CTIVE					
Owners:	PO BOX 426	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479						
Priority Date:	MAY 13, 1882	MAY 13, 1882						
Type of Historical Right	: FILED							
Purpose(use):	IRRIGATION							
Irrigation Type:	FLOOD							
Flow Rate:	1.33 CFS							
Volume:	125.00 AC-FT							
Climatic Areas	: 3 - MODERATE	Ξ						
Maximum Acres:	35.00							
Source Name:	RUNNING WO	LF CREEK						
Source Type:	SURFAC	E WATER						
Point of Diversion and N	Aeans of Diversio	on:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESENE	<u>Sec</u> 3	<u>Twp</u> 15N		<u>County</u> JUDITH BASIN		
Period of Diversion	: JUNE 1 TO SE	PTEMBER	30					
<b>Diversion Means:</b>	HEADGATE							
Period of Use:	JUNE 1 TO SE	PTEMBER :	30					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>		
1 35.00		W2	35	16N	11E	JUDITH BASIN		

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	35.00					

#### Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE COMPLETED 12/20/1993. FILE REFLECTS RIGHT AS IT EXISTED PRIOR TO JULY 1973. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE. SEE 41S 139327-00.

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

A LATE OBJECTION WAS FILED BY THE CLAIMANT TO ENLARGE THE PERIOD OF USE TO MARCH 1 TO NOVEMBER 30.

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

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Water Right Number:	41S 139328-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479
<b>Priority Date:</b>	DECEMBER 31, 1919
Type of Historical Right	USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	RUNNING WOLF CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Ieans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
•	W2 35 16N 11E JUDITH BASIN
Diversion Means: 2	LIVESTOCK DIRECT FROM SOURCE NE 35 16N 11E JUDITH BASIN
Period of Diversion	NE 35 16N 11E JUDITH BASIN : JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE
Diversion means:	LIVESTOCK DIRECT FROM SOURCE

AUGUST 18, 2022 41S 139328-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			W2	35	16N	11E	JUDITH BASIN
2			NE	35	16N	11E	JUDITH BASIN

#### **Remarks:**

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

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

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

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Water Right Number:	41S 139329	- <b>00</b> STATE	MENT	OFCL	AIM	
	Version: 2	REEXAMI	NED			
	S	tatus: A	CTIVE			
Owners:	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479					
Priority Date:	MAY 31, 195	7				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	15.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWA	TER				
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Divers	ion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSENW	<u>Sec</u> 35	<u>Twp</u> 16N		<u>County</u> JUDITH BASIN
Period of Diversion Diversion Means:	: JANUARY 1 WELL	TO DECEMB	ER 31			
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		NWSENW	35	16N	11E	JUDITH BASIN

#### Remarks:

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139330-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479				
Priority Date:	DECEMBER 31, 1919				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF DRY WOLF CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
•	SWNENW 35 16N 11E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWNENW	35	16N	11E JUDITH BASIN

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139331	-00 STATE	MENT	OF CL	AIM	
	Version: 2	REEXAMI	NED			
	S	tatus: A	CTIVE			
Owners:	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479					
<b>Priority Date:</b>	DECEMBER	31, 1950				
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:	GROUNDWA	TER				
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Divers	sion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENW	<u>Sec</u> 8	<u>Тwp</u> 15N		<u>County</u> JUDITH BASIN
Period of Diversion Diversion Means:	: JANUARY 1 WELL	TO DECEMB	ER 31			
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SENENW	8	15N	11E	JUDITH BASIN

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139332-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479				
Priority Date:	DECEMBER 31, 1919				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOLF CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
•	SENENW 35 16N 11E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SENENW	35	16N	11E JUDITH BASIN

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139333-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479				
Priority Date:	SEPTEMBER 25, 1899				
Type of Historical Right	: FILED				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF DRY WOLF CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
•	SENESW 5 15N 11E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	JANUARY 1 TO DECEMBER 31				

AUGUST 18, 2022 41S 139333-00 Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SENWSW	5	15N	11E JUDITH BASIN

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Num	ber: 41S 1393	41S 139334-00 STATEMENT OF CLAIM				
	Version:	2 REEXAMI	NED			
		Status: A	CTIVE	E		
Owners:	PO BOX 4	SCHMITT, ROBERTA F TRUST PO BOX 426 STANFORD, MT 59479				
<b>Priority Date:</b>	SEPTEMB	SEPTEMBER 19, 1910				
Type of Historica	Right: USE					
Purpose(use):	STOCK					
Flow Rate:	2.00 GPM					
*Volume:	STOCK W ANIMAL U	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, l	JNNAMED TRI	BUTA		DRY W	OLF CREEK
Source Type:	GRO	GROUNDWATER				
Point of Diversion	n and Means of Div	ersion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWSWSE	32	<u>Тwp</u> 16N		<u>County</u> JUDITH BASIN
Period of Dr Diversion M	version: MARCH 1 eans: FLOWING		R 31			
Period of Use:		, TO DECEMBEI	2 31			
	MARCHT		1.01			
Place of Use:			Cas	<b>T</b>	Daa	Country
	res <u>Govt Lot</u>	<u>Qtr Sec</u>		<u>Twp</u>		<u>County</u>
1		SWSWSE	32	16N	11E	JUDITH BASIN

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139335-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ANNE HINGLE STULC 3314 W 79 TRAIL WINIFRED, MT 59489
	LUCAS A STULC PO BOX 101 WINIFRED, MT 59489 0101
	RUDY J STULC SR /AKA/ STULC, RUDY J 3314 W 79 TRAIL WINIFRED, MT 59489 8018 OWNER RUDY J STULC RETAINED. CONTRACT FOR DEED INTEREST. OWNER ANNE HINGLE STULC RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	APRIL 10, 1903
Type of Historical Right	
Purpose(use):	IRRIGATION
Irrigation Type:	
Flow Rate:	1.86 CFS
Volume:	175.18 AC-FT
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	49.00
Source Name:	JUDITH RIVER
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 139335-00 Page 2 of 3

Point of l	Point of Diversion and Means of Diversion:					
ID		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			SENWNW	18	21N	17E FERGUS
Peri	od of Diversion	n: APRIL 15 TO	OCTOBER 1	5		
Dive	rsion Means:	PUMP				
Period of	Use:	APRIL 15 TO	OCTOBER 1	5		
Place of U	U <b>se:</b>					
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	8.00		NWNW	18	21N	17E FERGUS
2	30.00		SESE	12	21N	16E FERGUS
3	8.00		NESE	12	21N	16E FERGUS
4	3.00		NWSE	12	21N	16E FERGUS
Total:	49.00					

#### Remarks:

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

139335-00 139336-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-34 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139336-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LUCAS A STULC PO BOX 101 WINIFRED, MT 59489 0101
	ANNE HINGLE_STULC 3314 W 79 TRAIL WINIFRED, MT 59489
	RUDY J STULC SR /AKA/ STULC, RUDY J 3314 W 79 TRAIL WINIFRED, MT 59489 8018
	OWNER ANNE HINGLE STULC RETAINED. CONTRACT FOR DEED INTEREST. OWNER RUDY J STULC RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	SEPTEMBER 1, 1889
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	134.64 GPM
Volume:	28.60 AC-FT
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	8.00
Source Name:	JUDITH RIVER
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 139336-00 Page 2 of 3

> Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Sec Twp <u>Rge</u> <u>County</u> 1 SENWNW 18 21N 17E FERGUS Period of Diversion: APRIL 15 TO OCTOBER 15 **Diversion Means:** PUMP Period of Use: **APRIL 15 TO OCTOBER 15** Place of Use: ID Govt Lot Rge County Acres Qtr Sec Sec Twp 1 8.00 NWNW 21N 17E FERGUS 18 8.00 Total:

#### **Remarks:**

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

139335-00 139336-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-34 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139337-00 STATEMENT OF CLAIM						
	Version:	3 REEX/	AMINED				
		Status:	ACTIVE				
Owners:	JOHN W FLANAGAN 3706 WAGON WHEEL RD HOBSON, MT 59452						
Priority Date:	JUNE 9, 1882						
Type of Historical Right:	USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	5.00 CFS						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area: 3 - MODERATE							
Maximum Acres:	148.00						
Source Name:	ANTELOPE CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> NWSES	<u>Sec</u> <u>Sec</u> SW 35	<u>Тwp</u> 13N		<u>County</u> JUDITH BASIN	
Period of Diversion	APRIL 15						
<b>Diversion Means:</b>	HEADGAT	E					
Period of Use:	APRIL 15 1	O OCTOBE	R 20				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	5.00		SESW	35	13N	13E	JUDITH BASIN
2	10.00		E2NESW	35	13N	13E	JUDITH BASIN
3	38.00		E2NW	35	13N	13E	JUDITH BASIN
4	55.00		W2NE	35	13N	13E	JUDITH BASIN
5	40.00		W2SE	35	13N	13E	JUDITH BASIN
Total:	148.00						

#### 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.

139337-00 139343-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 138.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-61 , DATED 09/17/1979 , APPEARS TO INDICATE 116.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139337-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139338-00 STATEMENT OF CLAIM						
	Version: 3 REEXAMINED						
	Status: ACTIVE						
Owners:	LEAR L FLANAGAN JR 385 CASTLE BUTTE RD LEWISTOWN, MT 59457						
Priority Date:	APRIL 10, 1882						
Type of Historical Right: DECREED							
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	4.00 CFS						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area: 3 - MODERATE							
Maximum Acres:	171.00						
Source Name:	JUDITH RIVER						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSW2114N13EJUDITH BASIN						
Period of Diversion Diversion Means:	: APRIL 15 TO OCTOBER 31 HEADGATE						
Period of Use:	APRIL 15 TO OCTOBER 31						

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1	64.00		W2NW	22	14N	13E	JUDITH BASIN
2	105.00		NE	21	14N	13E	JUDITH BASIN
3	2.00		SWNW	21	14N	13E	JUDITH BASIN
Total:	171.00						

### 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.

139338-00 210610-00 210611-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 151.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139338-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 1393	<b>39-00</b> STA	TEMENT	OFCL	AIM	
	Version:	3 REEXA	MINED			
		Status:	ACTIVE			
Owners:	JOHN W F 3706 WAG HOBSON,	ON WHEEL	RD			
<b>Priority Date:</b>	JUNE 9, 18	385				
Type of Historical Right:	DECREED					
Purpose(use):	IRRIGATIO	N				
Irrigation Type:	FLOOD					
Flow Rate:	1.88 CFS					
*Volume:		L VOLUME ( PUT TO HIST				T SHALL NOT EXCEED THE CIAL USE.
Climatic Area:	3 - MODER	RATE				
Maximum Acres:	60.00					
Source Name:	ANTELOP	E CREEK				
Source Type:	SURF	ACE WATE	R			
Point of Diversion and M	Ieans of Dive	ersion:				
ID	Govt Lot	<u>Qtr S</u>		Twp		<u>County</u>
1		SENWS		13N	13E	JUDITH BASIN
Period of Diversion Diversion Means:	HEADGAT		R 15			
Period of Use:			R 15			

AUGUST 18, 2022 41S 139339-00 Page 2 of 3

### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	40.00		W2NE	23	13N	13E JUDITH BASIN
2	20.00		NWSE	23	13N	13E JUDITH BASIN
Total:	60.00					

### Remarks:

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

139339-00 139340-00 139341-00 139342-00 139344-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 75 MINER'S INCHES DECREED IN CASE NO. 982, FERGUS COUNTY. 41S 113220-00, 41S 139339-00.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 39.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-61 , DATED 09/17/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139339-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13934	<b>10-00</b> ST	ATEMEN	F OF CL	AIM	
	Version:	3 REEX	AMINED			
		Status:	ACTIVE			
Owners:	JOHN W F 3706 WAG HOBSON,	ON WHEE	L RD			
Priority Date:	JUNE 30, 1	892				
Type of Historical Right:	FILED					
Purpose(use):	IRRIGATIO	N				
Irrigation Type:	FLOOD					
Flow Rate:	3.75 CFS					
*Volume:	THE TOTAL AMOUNT F				-	T SHALL NOT EXCEED THE CIAL USE.
Climatic Area:	3 - MODER	ATE				
Maximum Acres:	121.00					
Source Name:	ANTELOP	E CREEK, \	NEST FO	RK		
Source Type:	SURF	ACE WATE	ER			
Point of Diversion and N	leans of Dive	ersion:				
<u>ID</u> 1	Govt Lot		Sec Sec			<u>County</u>
•		SWNW		13N	13E	JUDITH BASIN
Period of Diversion Diversion Means:	HEADGAT		ER 20			
Period of Use:	APRIL 15 T		-R 20			
		C COTOBL	_1\ 20			

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	75.00		W2NE	23	13N	13E	JUDITH BASIN
2	20.00		NWSE	23	13N	13E	JUDITH BASIN
3	8.00		NENESW	23	13N	13E	JUDITH BASIN
4	18.00		E2E2NW	23	13N	13E	JUDITH BASIN
Total:	121.00						

#### Remarks:

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

139339-00 139340-00 139341-00 139342-00 139344-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 104.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-61 , DATED 09/17/1979 , APPEARS TO INDICATE 54.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139340-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139341-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN W FLANAGAN 3706 WAGON WHEEL RD HOBSON, MT 59452
Priority Date:	DECEMBER 31, 1941
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	162.00 AC-FT
Climatic Area:	: 3 - MODERATE
Maximum Acres:	50.00
Source Name:	ANTELOPE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
•	SESWNE 23 13N 13E JUDITH BASIN
*Period of Diversion	: APRIL 15 TO OCTOBER 20
<b>Diversion Means:</b>	DAM

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Qtr Sec Sec **Rge** County Twp SESWNE 23 13N 13E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir:** 12.00 FEET Dam Height: 9.00 FEET Depth: Surface Area: 1.33 ACRES **Capacity:** 4.79 ACRE-FEET THE DAM EXTENDS INTO THE NENWSE, SEC 23 TWP 13N RGE 13E JUDITH BASIN COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **APRIL 15 TO OCTOBER 20 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 23 13N 50.00 NE 13E JUDITH BASIN Total: 50.00

### **Remarks:**

1

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.

139339-00 139340-00 139341-00 139342-00 139344-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

### 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 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-61, DATED 09/17/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE. 

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 33.8 TIMES THE CAPACITY OF THE RESERVOIR.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139342-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	JOHN W FLANAGAN 3706 WAGON WHEEL RD HOBSON, MT 59452
Priority Date:	JUNE 19, 1941
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	226.80 AC-FT
Climatic Area:	3 - MODERATE
Maximum Acres:	57.00
Source Name:	ANTELOPE CREEK, WEST FORK
Source Type:	SURFACE WATER
Point of Diversion and N	Ieans of Diversion:
<u>ID</u> 1	Govt Lot         Qtr Sec         Sec         Twp         Rge         County           SWNWSE         23         13N         13E         JUDITH BASIN
	APRIL 1 TO OCTOBER 15 DIKE
Reservoir: ONS	STREAM
	Govt LotQtr SecSecTwpRgeCountySWNWSE2313N13EJUDITH BASIN
Diversion to Re	eservoir: DIVERSION # 1

AUGUST 18, 2022 41S 139342-00 Page 2 of 3

Period of Use: APRIL 1 TO OCTOBER 15

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	47.00		W2NE	23	13N	13E	JUDITH BASIN
2	10.00		N2NWSE	23	13N	13E	JUDITH BASIN
Total:	57.00						

#### 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.

139339-00 139340-00 139341-00 139342-00 139344-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 47.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-61 , DATED 09/17/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139342-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13934	4 <b>3-00</b> ST	ATEMEN	OF CL	AIM	
	Version:	3 REEX/	AMINED			
		Status:	ACTIVE			
Owners:	JOHN W F 3706 WAG HOBSON,	ON WHEEL	RD			
Priority Date:	JUNE 9, 18	382				
Type of Historical Right:	DECREED					
Purpose(use):	IRRIGATIO	N				
Irrigation Type:	FLOOD					
Flow Rate:	2.00 CFS					
*Volume:	-	L VOLUME PUT TO HIS			-	T SHALL NOT EXCEED THE CIAL USE.
Climatic Area:	3 - MODEF	RATE				
Maximum Acres:	148.00					
*Source Name:	ANTELOPI	E CREEK				
Source Type:	SURF	ACE WATE	ĒR			
*Point of Diversion and N	leans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> NWSES	<u>Sec</u> SW 35	<u>Тwp</u> 13N		<u>County</u> JUDITH BASIN
Period of Diversion Diversion Means:	APRIL 15 HEADGAT		ER 15			
Period of Use:	APRIL 15 1		R 15			

### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	5.00		SESW	35	13N	13E	JUDITH BASIN
2	10.00		E2NESW	35	13N	13E	JUDITH BASIN
3	38.00		E2NW	35	13N	13E	JUDITH BASIN
4	55.00		W2NE	35	13N	13E	JUDITH BASIN
5	40.00		W2SE	35	13N	13E	JUDITH BASIN
Total:	148.00						

#### 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.

139337-00 139343-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139343-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Num	ber: 41S 1393	344-00 STATE	MENT	OF CL	AIM	
	Version:	3 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	3706 W A	FLANAGAN GON WHEEL RE , MT 59452	)			
<b>Priority Date:</b>	MARCH 1	5, 1887				
Type of Historical	Right: DECREE	C				
Purpose(use):	IRRIGATIO	NC				
Irrigation	Type: FLOOD					
Flow Rate:	5.00 CFS					
*Volume:	<b>*Volume:</b> THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climati	c Area: 3 - MODE	RATE				
Maximum Acres:	57.00					
Source Name:	ANTELOF	PE CREEK, WES	ST FOI	RK		
Source Type:	SUR	FACE WATER				
Point of Diversion	n and Means of Di	version:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWNWSE	<u>Sec</u> 23	<u>Тwp</u> 13N		<u>County</u> JUDITH BASIN
-	version: APRIL 15			ISIN	ISE	
Diversion M			U			
Period of Use:	APRIL 15	TO OCTOBER 1	5			
Place of Use:						
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1 57.	00	W2E2	23	13N	13E	JUDITH BASIN

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	57.00					

#### Remarks:

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

139339-00 139340-00 139341-00 139342-00 139344-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 39.00 GPM PER ACRE.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 47.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-61 , DATED 09/17/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139345-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	JOHN W FLANAGAN 3706 WAGON WHEEL RD HOBSON, MT 59452			
Priority Date:	JULY 28, 1957			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF PAGIL GULCH			
Source Type:	SURFACE WATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
•	NENESW 4 12N 12E JUDITH BASIN			
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE			
Diversion Means:				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

AUGUST 18, 2022 41S 139345-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec **Rge** County Twp NENESW 12N 12E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 NENESW 4 12N 12E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139346-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	JOHN W FLANAGAN 3706 WAGON WHEEL RD HOBSON, MT 59452			
Priority Date:	DECEMBER 31, 1947			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF PAGIL GULCH			
Source Type:	SURFACE WATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNE912N12EJUDITH BASIN			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

AUGUST 18, 2022 41S 139346-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec **Rge** County Twp SWSWNE 9 12N 12E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 SWSWNE 9 12N 12E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139347-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN W FLANAGAN 3706 WAGON WHEEL RD HOBSON, MT 59452
Priority Date:	MAY 1, 1900
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF ANTELOPE CREEK, WEST FORK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NWNWSW 27 13N 13E JUDITH BASIN n: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31

AUGUST 18, 2022 41S 139347-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWNWSW	27	13N	13E JUDITH BASIN

### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139348-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOHN W FLANAGAN 3706 WAGON WHEEL RD HOBSON, MT 59452
Priority Date:	JUNE 1, 1900
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF PAGIL GULCH
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	SESESW 9 12N 12E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31

AUGUST 18, 2022 41S 139348-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESESW	9	12N	12E JUDITH BASIN

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139349-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	JOHN W FLANAGAN 3706 WAGON WHEEL RD HOBSON, MT 59452		
Priority Date:	FEBRUARY 12, 1920		
Type of Historical Right	t: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF WAITE CREEK		
Source Type:	GROUNDWATER		
Point of Diversion and	Means of Diversion:		
<u>ID</u> 1	$\frac{\text{Govt Lot}}{\text{Out}(0)} = \frac{\text{Qtr Sec}}{14} = \frac{\text{Twp}}{100} = \frac{\text{Rge}}{100} = \frac{\text{County}}{1000}$		
·	SWSWSE 14 12N 12E JUDITH BASIN a: JANUARY 1 TO DECEMBER 31		
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE		
Period of Use:	JANUARY 1 TO DECEMBER 31		

AUGUST 18, 2022 41S 139349-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SWSWSE	14	12N	12E JUDITH BASIN

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139350-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	LEAR L FLANAGAN JR 385 CASTLE BUTTE RD LEWISTOWN, MT 59457			
Priority Date:	DECEMBER 31, 1947			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF PAGIL GULCH			
Source Type:	SURFACE WATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
-	SWSWNE 3 12N 12E JUDITH BASIN			
	n: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

AUGUST 18, 2022 41S 139350-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec **Rge** County Twp SWSWNE 3 12N 12E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 SWSWNE 3 12N 12E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139351-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	LEAR L FLANAGAN JR 385 CASTLE BUTTE RD LEWISTOWN, MT 59457	
Priority Date:	FEBRUARY 13, 1884	
Type of Historical Right	USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	·
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FO STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 JUDITH RIVER	
Source Type:	GROUNDWATER	
Point of Diversion and	leans of Diversion:	
<u>ID</u> 1	Govt Lot         Qtr Sec         Sec         Twp         Rge         County           SWNWNW         22         14N         13E         JUDITH BASIN	
·	SWNWNW 22 14N 13E JUDITH BASIN SURVERS JANUARY 1 TO DECEMBER 31	
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE	
Period of Use:	JANUARY 1 TO DECEMBER 31	

### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWNWNW	22	14N	13E JUDITH BASIN

### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139352-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	LEAR L FLANAGAN JR 385 CASTLE BUTTE RD LEWISTOWN, MT 59457			
Priority Date:	OCTOBER 1, 1897			
Type of Historical Right	: FILED			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG COULEE			
Source Type:	GROUNDWATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
•	NWSWNE 15 13N 13E JUDITH BASIN			
Period of Diversion				
<b>Diversion Means:</b>	I: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE			

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### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWSWNE	15	13N	13E JUDITH BASIN

### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139353-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN W FLANAGAN 3706 WAGON WHEEL RD HOBSON, MT 59452					
Priority Date:	APRIL 18, 1898					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF ANTELOPE CREEK, WEST FORK GROUNDWATER					
Point of Diversion and Means of Diversion:						
$\frac{\text{ID}}{1}$	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWNE 27 13N 13E JUDITH BASIN					
Period of Diversion	JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					

Period of Use: JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SENWNE	27	13N	13E JUDITH BASIN

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139354-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOHN H WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896					
	BETTY ANN WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896					
Priority Date:	SEPTEMBER 4, 1959					
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	3.00 GPM					
Volume:	4.80 AC-FT					
Households:	1					
Maximum Acres:	5.00					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESW2314N19EFERGUS					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	5.00		SESW	23	14N	19E FERGUS
Total:	5.00					

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 1393	55-00	STAT	EMENT OF CLAIM				
	Version:	3 RE	EXAM	INED				
		Status:	,	ACTIVE				
Owners:	554 RED B	BETTY ANN WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896						
	JOHN H WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896							
	BURL D WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896							
	CHRISTIE WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896							
Priority Date:	JULY 31, 1	955						
Type of Historical Right	USE							
Purpose(use):	IRRIGATIO	N						
Irrigation Type:	SPRINKLE	R						
Flow Rate:	1.34 CFS							
Volume:	216.00 AC-FT							
Climatic Area: 4 - MODERATELY LOW								
Maximum Acres:	72.00							
Source Name:	MIDDLE F	ORK						
Source Type:	SURF	ACE W	ATER					

Point of Diversion and Means of Diversion:

<u>ID</u> 1		Govt Lot	<u>Qtr Sec</u> SENESE	<u>Sec</u> 22	<u>Twp</u> 14N		<u>County</u> FERGUS
Pe	eriod of Diversion	MAY 1 TO OCTO	OBER 31				
Di	version Means:	PUMP					
2		S	SWSENE	22	14N	19E	FERGUS
Pe	eriod of Diversion	MAY 1 TO OCT	OBER 31				
Di	version Means:	PUMP					
3		١	WSENE	22	14N	19E	FERGUS
Pe	eriod of Diversion	MAY 1 TO OCT	OBER 31				
Di	version Means:	PUMP					
Period of Use:		MAY 1 TO OCTO					
Place of	of Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Тwp	Rge	<b>County</b>
1	72.00		E2E2	22	14N	19E	FERGUS
Total:	72.00						

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 30.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139355-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139356-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BURL D WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	BETTY ANN WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	JOHN H WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	CHRISTIE WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF BUFFALO CREEK
Source Type:	SURFACE WATER

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

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>C</u>	'ounty		
1		S2	6	13N	20E F	ERGUS		
Period of Diversion: MAY 1 TO NOVEMBER 30								
<b>Diversion Means:</b>	Diversion Means: LIVESTOCK DIRECT FROM SOURCE							
2		SENW	6	13N	20E F	ERGUS		
Period of Diversion	Period of Diversion: MAY 1 TO NOVEMBER 30							
<b>Diversion Means:</b>	Diversion Means: LIVESTOCK DIRECT FROM SOURCE							
Period of Use:	MAY 1 TO NOVE	MBER 30						

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			S2	6	13N	20E	FERGUS
2			SENW	6	13N	20E	FERGUS

#### Remarks:

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

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

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

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

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

### PRELIMINARY DECREE **JUDITH RIVER BASIN 41S ABSTRACT OF WATER RIGHT CLAIM**

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139357-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CHRISTIE WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	JOHN H WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	BURL D WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	BETTY ANN WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
<b>Priority Date:</b>	APRIL 30, 1940
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF BIG SPRING CREEK, EAST FORK GROUNDWATER

AUGUST 18, 2022 41S 139357-00 Page 2 of 2

Point of Diversion and Means of Diversion:								
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County		
1			NENENW	13	14N	19E FERGUS		
Period o	Period of Diversion: MAY 1 TO NOVEMBER 30							
Diversio	Diversion Means: FLOWING							
Period of Use	:	MAY 1 TO NOVEMBER 30						
Place of Use:								
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>		
1			NENENW	13	14N	19E FERGUS		

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139358-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BETTY ANN WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	BURL D WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	CHRISTIE WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	JOHN H WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
<b>Priority Date:</b>	JULY 10, 1902
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF BIG SPRING CREEK, EAST FORK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:								
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>		
1		S2	25	14N	19E	FERGUS		
Period of Diversion: MAY 1 TO NOVEMBER 30								
<b>Diversion Means:</b>	LIVESTOCK D	DIRECT FRO	M SO	URCE				
Period of Use:	MAY 1 TO NO	VEMBER 30						
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>		
1		S2	25	14N	19E	FERGUS		

#### **Remarks:**

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

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

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

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

### PRELIMINARY DECREE **JUDITH RIVER BASIN 41S ABSTRACT OF WATER RIGHT CLAIM**

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139359-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BURL D WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	JOHN H WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	BETTY ANN WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	CHRISTIE WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
Priority Date:	APRIL 30, 1950
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	MIDDLE FORK
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 139359-00 Page 2 of 2

Source Name:	SPRING, UNN	AMED TRIE	BUTAF		/IDDLI	E FORK
Source Type:	SURFACI	E WATER				
Point of Diversion and	Means of Diversio	on:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> E2		<u>Twp</u> 14N		<u>County</u> FERGUS
Source Name:	SPRING, UNN	AMED TRIB	UTAF	Y OF M	1IDDLE	FORK
Period of Diversion	: JANUARY 1 T	O DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRO	M SO	URCE		
2		E2	22	14N	19E	FERGUS
Source Name:	MIDDLE FORK	<				
Period of Diversion	I: JANUARY 1 TO	O DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRO	M SO	URCE		
Period of Use:	JANUARY 1 TO	D DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1		E2	27	14N	19E	FERGUS

#### **Remarks:**

2

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

E2 22 14N

19E FERGUS

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139360-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BETTY ANN WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	JOHN H WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	CHRISTIE WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	BURL D WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
Priority Date:	JULY 31, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	UNNAMED TRIBUTARY OF BIG SPRING CREEK, EAST FORK SURFACE WATER

AUGUST 18, 2022 41S 139360-00 Page 2 of 3

Point of Diversion and N			a	-	-	
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 25	<u>Twp</u> 14N		<u>County</u> FERGUS
*Period of Diversion					13	TEROOS
Diversion Means:	LIVESTOCK D					
*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 25	<u>Twp</u> 14N		<u>County</u> FERGUS
Diversion to Ro	eservoir: DIVI	ERSION # 1				
Dam Height:		.00 FEET				
Depth:	8	.00 FEET				
Surface Area:	1	.32 ACRES	3			
Capacity:	4	.22 ACRE-	FEET			
	THE CAPACIT BEEN ESTIMA			MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	O DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		NESW	25	14N	19E	FERGUS
Remarks:						

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139360-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139361-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED Status: ACTIVE
Owners:	CHRISTIE WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	BETTY ANN WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	JOHN H WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
	BURL D WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF BIG SPRING CREEK, EAST FORK GROUNDWATER

AUGUST 18, 2022 41S 139361-00 Page 2 of 2

> Point of Diversion and Means of Diversion: ID Govt Lot Qtr Sec Sec Twp Rge County 1 SENENE 6 13N 20E FERGUS Period of Diversion: MAY 1 TO NOVEMBER 30 **Diversion Means: FLOWING** Period of Use: MAY 1 TO NOVEMBER 30 Place of Use: ID Acres Govt Lot Qtr Sec Sec Rge County Twp 1 SENENE 6 13N 19E FERGUS

#### **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.

ON 01/12/2009 THE MONTANA DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FILED A MEMORANDUM STATING THAT IT APPEARS THE PLACE OF USE LEGAL DESCRIPTION SHOULD STATE RANGE 20E RATHER THAN RANGE 19E. THIS WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number: 41S 139362-00 S	TATEMENT OF CLAIM
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Version: 2 -- REEXAMINED Status: ACTIVE

**Owners:** 

SUSAN D BARTA 1463 RED HILL RD LEWISTOWN, MT 59457

JOHN H WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896

BETTY ANN WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896

CHRISTIE WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896

BURL D WILLIAMS 554 RED BARON LN LEWISTOWN, MT 59457 8896

GARY P BARTA 1463 RED HILL RD LEWISTOWN, MT 59457

Priority Date: AUGUST 22, 1882

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.

Dooroo	Donort	Dogo	0004
Decree	Report -	raye	9094

AUGUST 18, 2022 41S 139362-00 Page 2 of 3							Decree Report - Pa
*Volume:	STOCK WAT	ERING PURP 7. ANIMAL UN	OSES	S AT TH HALL B	E RAT E BAS	ATER CONSUMPTI TE OF 30 GALLONS SED ON REASONA REA SERVICED BY	PER DAY PER BLE CARRYING
Source Name:	<b>BIG SPRING</b>	CREEK, EAS	T FOI	RK			
Source Type:	SURFAC	CE WATER					
Point of Diversion and N	leans of Divers	ion·					
<u>ID</u>	Govt Lot	Qtr Sec	Sec	Twp	Roe	County	
<u>1</u>	<u>Gove Loc</u>	NENE	22	14N		FERGUS	
Period of Diversion	JANUARY 1		ER 31				
Diversion Means:	LIVESTOCK	DIRECT FRO	M SO	URCE			
2		W2	23	14N	19E	FERGUS	
Period of Diversion	: JANUARY 1	TO DECEMB	ER 31				
<b>Diversion Means:</b>	LIVESTOCK						
3		SWSE	23	14N	19E	FERGUS	
Period of Diversion	JANUARY 1	TO DECEMB	ER 31				
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE			
4		E2	26	14N	19E	FERGUS	
Period of Diversion	JANUARY 1	TO DECEMB	ER 31				
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE			
5		SENW	26	14N	19E	FERGUS	
Period of Diversion	: JANUARY 1	TO DECEMB	ER 31				
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE			
Period of Use:	JANUARY 1	TO DECEMBE	ER 31				
Place of Use:							
ID Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	<u>County</u>	
1		NENE	22	14N		FERGUS	
2		W2	22	14N		FERGUS	
2		vv Z	23	14IN	195	FERGUS	

#### Remarks:

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

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26

14N

14N

14N

19E FERGUS

19E FERGUS

19E FERGUS

SWSE 23

E2

SENW

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139363-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	THOMAS W ARTHUR 293 ARTHUR LN HILGER, MT 59451 9609
	WILLIAM T ARTHUR 293 ARTHUR LN HILGER, MT 59451 9609
	CAROLYN J ARTHUR 293 ARTHUR LN HILGER, MT 59451 9609
Priority Date:	FEBRUARY 17, 1941
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SALT CREEK, EAST FORK
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 139363-00 Page 2 of 2

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Point of Diversion and Means of Diversion:						
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1		SENWNW	10	19N	18E	FERGUS
*Period of Diversion:	JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE		
	THE PERIOD CLAIM.	OF DIVERSI	ION H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SENWNW	<u>Sec</u> 10	<u>Twp</u> 19N	<u>Rge</u> 18E	<u>County</u> FERGUS
Diversion to Re	Diversion to Reservoir: DIVERSION # 1					
Period of Use:	JANUARY 1 1	TO DECEMBE	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		SENWNW	10	19N	18E	FERGUS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

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

### PRELIMINARY DECREE JUDITH RIVER BASIN 41S 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:	41S 139364-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN M ARTHUR PO BOX 818 HILGER, MT 59451
	HOMER L ARTHUR PO BOX 818 HILGER, MT 59451
Priority Date:	MARCH 12, 1942
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SALT CREEK, EAST FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	NWNWSW 10 19N 18E FERGUS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31

LIVESTOCK DIRECT FROM SOURCE

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

**ONSTREAM Reservoir:** T<u>wp</u> **Rge** County **Govt Lot** Qtr Sec Sec 18E FERGUS NWNWSW 10 19N **DIVERSION #1 Diversion to Reservoir:** Period of Use: JANUARY 1 TO DECEMBER 31 Place of Use: ID Acres Rge County Govt Lot <u>Qtr Sec</u> Twp Sec 1 NWNWSW 10 19N 18E FERGUS 2..... THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139365-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HOMER L ARTHUR PO BOX 818 HILGER, MT 59451
	SUSAN M ARTHUR PO BOX 818 HILGER, MT 59451
Priority Date:	OCTOBER 31, 1972
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SALT CREEK, EAST FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
$\frac{\text{ID}}{1}$	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 11 19N 18E FERGUS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

**ONSTREAM Reservoir:** T<u>wp</u> **Rge** County **Govt Lot** Qtr Sec Sec 18E FERGUS NWNWSW 11 19N **DIVERSION #1 Diversion to Reservoir:** Period of Use: JANUARY 1 TO DECEMBER 31 Place of Use: ID Acres Rge County Govt Lot <u>Qtr Sec</u> Twp Sec 1 NWNWSW 11 19N 18E FERGUS 2..... ...... THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139366-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CAROLYN J ARTHUR 293 ARTHUR LN HILGER, MT 59451 9609
	THOMAS W ARTHUR 293 ARTHUR LN HILGER, MT 59451 9609
	WILLIAM T ARTHUR 293 ARTHUR LN HILGER, MT 59451 9609
Priority Date:	OCTOBER 31, 1972
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SALT CREEK, EAST FORK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:							
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>	
1		SESWNW	3	19N	18E	FERGUS	
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE			
	THE PERIOD CLAIM.	OF DIVERSI	ION H.	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS	
Reservoir: ONS	STREAM						
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 3	<u>Twp</u> 19N	<u>Rge</u> 18E	<u>County</u> FERGUS	
Diversion to Re	eservoir: DIV	ERSION # 1					
Period of Use: JANUARY 1 TO DECEMBER 31							
Place of Use:							
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1		SESWNW	3	19N	18E	FERGUS	
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.							

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139367-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	CLINTON F DAHLHAUSEN 10688 N KOLIN RD MOCCASIN, MT 59462 9556						
	SALLY J DAHLHAUSEN 10688 N KOLIN RD MOCCASIN, MT 59462 9556						
Priority Date:	SEPTEMBER 30, 1947						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF LOUSE CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County						
	SESWSW 24 16N 15E JUDITH BASIN						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

**ONSTREAM Reservoir:** Twp **Rge** County **Govt Lot** Qtr Sec Sec 15E JUDITH BASIN SESWSW 24 16N **DIVERSION #1 Diversion to Reservoir:** Period of Use: JANUARY 1 TO DECEMBER 31 Place of Use: ID Acres Rge County Govt Lot <u>Qtr Sec</u> Twp Sec 1 SESWSW 24 16N 15E JUDITH BASIN 2..... THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139368-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	SALLY J DAHLHAUSEN 10688 N KOLIN RD MOCCASIN, MT 59462 9556						
	CLINTON F DAHLHAUSEN 10688 N KOLIN RD MOCCASIN, MT 59462 9556						
Priority Date:	MAY 1, 1913						
Type of Historical Right	: FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	170.00 GPM						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area	: 3 - MODERATE						
Maximum Acres:	10.00						
Source Name:	INDIAN CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and M	Aeans of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWSW1316N15EJUDITH BASIN						
Period of Diversion: MAY 1 TO AUGUST 31							
<b>Diversion Means:</b>	HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE						
Period of Use:	MAY 1 TO AUGUST 31						

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	10.00		SWSW	13	16N	15E JUDITH BASIN
Total:	10.00					

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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

THE MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 40.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-98 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139415-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	ROSZELLE A NEILL 4324 N WINDHAM RD STANFORD, MT 59479 9595					
	KARNES E NEILL 4324 N WINDHAM RD STANFORD, MT 59479					
<b>Priority Date:</b>	JUNE 1, 1923					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SAGE CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Vleans of Diversion:					
<u>ID</u> 1	Govt Lot         Qtr Sec         Sec         Twp         Rge         County           SESE         29         16N         13E         JUDITH BASIN					
-	: JANUARY 1 TO DECEMBER 31					
Diversion Means:	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESE	29	16N	13E JUDITH BASIN

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139416-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	CURTIS A FOWLER 1787 NEW YEAR GULCH LEWISTOWN, MT 59457 4066				
Priority Date:	DECEMBER 31, 1960				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF WARM SPRING CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW416N19EFERGUS				
*Period of Diversion	: MAY 1 TO NOVEMBER 1				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				

*Reservoir: ON	STREAM Reservoir Name: SAW MILL					
	Govt Lot	<u>Qtr Sec</u> NESESW	<u>Sec</u> 4	<u>Twp</u> 16N		<u>County</u> FERGUS
Diversion to R Dam Height: Depth: Surface Area: Capacity:	1	VERSION # 1 5.00 FEET 2.00 FEET 0.50 ACRES 2.40 ACRE-	-			
	THE CAPACI BEEN ESTIM			MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	MAY 1 TO NO	OVEMBER 1				
Place of Use:	~		a	_	-	
<u>ID</u> <u>Acres</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESESW	<u>Sec</u> 4	<u>Тwp</u> 16N		<u>County</u> FERGUS

#### **Remarks:**

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

AS OF 08/28/2021 , THIS WATER RIGHT APPEARS TO BE OWNED BY FOWLER IRRREVOCABLE LIVING TRUST , 1428 NEW YEAR GULCH , LEWISTOWN , MT 59457-8054.

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139416-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139417-00 STATE	MENT OF CLA	IM		
	Version: 2 REEXAMIN	IED			
	Status: AC	CTIVE			
Owners:	CURTIS A FOWLER 1787 NEW YEAR GULCH LEWISTOWN, MT 59457 4066				
Priority Date:	DECEMBER 18, 1894				
Type of Historical Right	: FILED				
Purpose(use):	STOCK				
Flow Rate:	26.93 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:	MUSKRAT CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec NWNWSW	<u>Sec</u> <u>Twp</u> 10 16N	Rge County 19E FERGUS		
Period of Diversion	: JANUARY 1 TO DECEMBE	ER 31			
<b>Diversion Means:</b>	FLOWING				
Period of Use:	JANUARY 1 TO DECEMBE	R 31			
Place of Use:					
ID <u>Acres</u>	Govt Lot Qtr Sec	<u>Sec</u> <u>Twp</u>	<u>Rge</u> <u>County</u>		
1	NWNWSW	10 16N	19E FERGUS		

#### **Remarks:**

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

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

AS OF 08/28/2021 , THIS WATER RIGHT APPEARS TO BE OWNED BY FOWLER IRRREVOCABLE LIVING TRUST , 1428 NEW YEAR GULCH , LEWISTOWN , MT 59457-8054.

THE SOURCE NAME DOES NOT APPEAR TO BE STANDARDIZED. IT APPEARS THE SOURCE NAME SHOULD ACTUALLY BE SPRING, UNNAMED TRIBUTARY OF MUSKRAT CREEK.

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139418-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	CURTIS A FOWLER 1787 NEW YEAR GULCH LEWISTOWN, MT 59457 4066					
Priority Date:	DECEMBER 31, 1960					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF MUSKRAT CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSE416N19EFERGUS					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

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<b>Reservoir:</b>	ONSTREAM							
	Govt Lot	<u>Qtr Sec</u> SESWSE	<u>Sec</u> 4	<u>Twp</u> 16N	<u>Rge</u> <u>County</u> 19E FERGUS			
Diversion to Reservoir: DIVERSION # 1								
Period of Use:	Period of Use: MAY 1 TO NOVEMBER 30							
Place of Use:								
<u>ID</u> <u>Ac</u>	eres <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>			
1		SESWSE	4	16N	19E FERGUS			

#### Remarks:

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

AS OF 08/28/2021 , THIS WATER RIGHT APPEARS TO BE OWNED BY FOWLER IRRREVOCABLE LIVING TRUST , 1428 NEW YEAR GULCH , LEWISTOWN , MT 59457-8054.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139419-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	CURTIS A FOWLER 1787 NEW YEAR GULCH LEWISTOWN, MT 59457 4066				
Priority Date:	DECEMBER 31, 1960				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF WARM SPRING CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>				
1	3 NW 4 16N 19E FERGUS				
	a: MAY 1 TO NOVEMBER 1				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				

AUGUST 18, 2022 41S 139419-00 Page 2 of 2

Reserv	oir:	ONSTREAM					
		Govt Lot	<u>Qtr Sec</u> NW	<u>Sec</u> 4	<u>Twp</u> 16N	<u>Rge</u> <u>County</u> 19E FERGUS	
Div	ersion	to Reservoir: D	IVERSION # 1				
Period of Use	:	MAY 1 TO N	OVEMBER 1				
Place of Use:							
<u>ID</u>	Acre	s <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		3		4	16N	19E FERGUS	

#### **Remarks:**

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

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

AS OF 08/28/2021 , THIS WATER RIGHT APPEARS TO BE OWNED BY FOWLER IRRREVOCABLE LIVING TRUST , 1428 NEW YEAR GULCH , LEWISTOWN , MT 59457-8054.

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139420-00	STATE	MENT	OF CL/	۹IM		
	Version: 2 F	REEXAMIN	IED				
	Statu	is: A	CTIVE				
Owners:	1428 NEW YEAF	SHERRA (SHERRY) L DAHL 1428 NEW YEAR GULCH LEWISTOWN, MT 59457 8054					
Priority Date:	MAY 27, 1893						
Type of Historical Righ	t: FILED						
Purpose(use):	STOCK						
*Flow Rate:	112.20 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, UNNA	MED TRIE	BUTAF	RY OF N	IUSKF	RAT CREEK	
Source Type:	GROUNDW	ATER					
Point of Diversion and	Means of Diversion	:					
<u>ID</u> 1	-	<u>Qtr Sec</u> WNENW	<u>Sec</u> 10	<u>Тwp</u> 16N		<u>County</u> FERGUS	
Period of Diversio Diversion Means:	n: JANUARY 1 TO PIPELINE	DECEMB	ER 31				
Period of Use:	JANUARY 1 TO	DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1		NENW	10	16N	19E	FERGUS	

#### 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.

139420-00 139422-00

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

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

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

AS OF 01/22/2022 , THIS WATER RIGHT APPEARS TO BE OWNED BY DAHL SHERRA LEE ET AL , 1428 NEW YEAR GULCH , LEWISTOWN , MT 59457-8054.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139421-00 STATEMENT OF CLAIM							
	Version:	2 REEXAMIN	NED					
		Status: A	CTIVE					
Owners:	CURTIS A FOWLER 1787 NEW YEAR GULCH LEWISTOWN, MT 59457 4066							
Priority Date:	DECEMBE	DECEMBER 18, 1894						
Type of Historical Right	: FILED							
Purpose(use):	DOMESTIC	;						
Flow Rate:	26.93 GPM							
Volume:	9.00 AC-FT							
Households:	3							
Maximum Acres:	3.00							
Source Name:	SPRING, UNNAMED TRIBUTARY OF MUSKRAT CREEK							
Source Type:	GROL	JNDWATER						
Point of Diversion and M	leans of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSW	<u>Sec</u> 10	<u>Twp</u> 16N		<u>County</u> FERGUS		
Period of Diversion		1 TO DECEMB	ER 31					
<b>Diversion Means:</b>	FLOWING							
Period of Use:	Period of Use: JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>		
1 3.00		NWNWSW	10	16N	19E	FERGUS		
<b>Total:</b> 3.00								

#### Remarks:

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

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

AS OF 08/28/2021 , THIS WATER RIGHT APPEARS TO BE OWNED BY FOWLER IRRREVOCABLE LIVING TRUST , 1428 NEW YEAR GULCH , LEWISTOWN , MT 59457-8054.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13942	2-00 STATE	MENT	OF CL/	٩IM			
	Version:	2 REEXAMIN	NED					
		Status: A	CTIVE					
Owners:	1428 NEW	SHERRA (SHERRY) L DAHL 1428 NEW YEAR GULCH LEWISTOWN, MT 59457 8054						
Priority Date:	MAY 27, 18	MAY 27, 1893						
Type of Historical Right	FILED							
Purpose(use):	DOMESTIC							
Flow Rate:	26.93 GPM							
Volume:	12.00 AC-F	12.00 AC-FT						
Households:	2							
Maximum Acres:	5.00							
Source Name:	SPRING, UNNAMED TRIBUTARY OF MUSKRAT CREEK							
Source Type:	GROL	JNDWATER						
Point of Diversion and M	leans of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 10	<u>Twp</u> 16N		<u>County</u> FERGUS		
Period of Diversion	: JANUARY	1 TO DECEMB	ER 31					
<b>Diversion Means:</b>	FLOWING							
Period of Use:	JANUARY	1 TO DECEMB	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>		
1 5.00		NWNENW	10	16N	19E	FERGUS		
<b>Total:</b> 5.00								

#### Remarks:

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

139420-00 139422-00

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139423-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SHERRA (SHERRY) L DAHL 1428 NEW YEAR GULCH LEWISTOWN, MT 59457 8054				
	CURTIS A FOWLER 1787 NEW YEAR GULCH LEWISTOWN, MT 59457 4066				
Priority Date:	MAY 27, 1893				
Type of Historical Right:	FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	SPRINKLER				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
Volume:	120.00 AC-FT				
Climatic Area:	5 - LOW				
Maximum Acres:	40.00				
Source Name:	MUSKRAT CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENW1016N19EFERGUS				
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 PUMP				

ID

1

2

3

4

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Qtr Sec Sec **Rge** County Twp SWNENW 19E FERGUS 10 16N **Diversion to Reservoir: DIVERSION #1** 14.00 FEET Dam Height: 11.00 FEET Depth: Surface Area: 0.23 ACRES **Capacity:** 1.01 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31** Period of Use: Place of Use: **Govt Lot** Qtr Sec Sec **Rge** County Acres Twp SWSW 10.00 3 16N 19E FERGUS 15.00 N2NWNW 10 16N 19E FERGUS 5.00 SENWNW 10 16N 19E FERGUS 10.00 W2NENW 10 16N 19E FERGUS Total: 40.00 **Remarks:** 

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 08/28/2021, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY FOWLER IRRREVOCABLE LIVING TRUST.

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

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S), 30027-278-216, DATED 09/25/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 118 TIMES THE CAPACITY OF THE RESERVOIR.  A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139424-00	STATE	MENT	OF CLA	١M		
	Version: 2 R	EEXAMIN	IED				
	Statu	s: AC	CTIVE				
Owners:	FOWLER IRREVOCABLE LIVING TRUST 1428 NEW YEAR GULCH LEWISTOWN, MT 59457 8054						
Priority Date:	JUNE 29, 1894						
Type of Historical Right:	: FILED						
Purpose(use):	MINING						
*Flow Rate:	54.00 GPM						
Volume:	272.17 AC-FT						
	THIS USE MAY CONSUME SOME WATER, BUT UNTIL THAT AMOUNT IS QUANTIFIED, IT IS PRESUMED THAT THE USE IS NON-CONSUMPTIVE.						
Source Name:	MUSKRAT CREEK						
Source Type:	SURFACE \	WATER					
Point of Diversion and N	<b>Jeans of Diversion:</b>						
<u>ID</u> 1	<u>Govt Lot</u> NW	<u>Qtr Sec</u> /NWSW	<u>Sec</u> 10	<u>Тwp</u> 16N		<u>County</u> FERGUS	
*Period of Diversion		BER 31					
<b>Diversion Means:</b>	HEADGATE						
*Period of Use:	MAY 1 TO OCTO	BER 31					
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		NWSW	10	16N	19E	FERGUS	

**Remarks:** 

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

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

THE TIMELY FILED OBJECTION OF DEPARTMENT OF FISH, WILDLIFE AND PARKS WAS AMENDED BY AGREEMENT OF THE PARTIES TO INCLUDE PERIOD OF USE . BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 43.91 ACRE-FEET PER YEAR.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139425	-00 STATI		OF CL	AIM	
	Version: 2	REEXAM	INED			
	S	status: A	ACTIVE			
Owners:	MARILYN S I 19 VALENTIN ROY, MT 594	NE RD				
	CURTIS A FO 1787 NEW Y LEWISTOWN	EAR GULCH				
<b>Priority Date:</b>	JUNE 15, 194	41				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM	RESERVOIR	R. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCK WAT	ERING PUR T. ANIMAL U	POSES	S AT TH SHALL B	IE RAT BE BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED	TRIBUTARY	OF WA	ARM SP	RING	CREEK
Source Type:	SURFA	CE WATER				
Point of Diversion and	Means of Divers	sion:				
ID	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1	3	NW	1	16N	18E	FERGUS
*Period of Diversior	: JANUARY 1	TO DECEMI	BER 31			
D: 1 1/			~~~~~			

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

Reservoir	: ON	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NW	<u>Sec</u> 1	<u>Twp</u> 16N	<u>Rge</u> 18E	<u>County</u> FERGUS
Divers	sion to R	eservoir:	DIVERSION # 1				
Period of Use:		JANUARY	1 TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		3	NW	1	16N	18E	FERGUS
Domorkov							

#### **Remarks:**

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 08/28/2021 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY FOWLER IRREVOCABLE LIVING TRUST.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139426-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	MARILYN S KALINA 19 VALENTINE RD ROY, MT 59471
	CURTIS A FOWLER 1787 NEW YEAR GULCH LEWISTOWN, MT 59457 4066
Priority Date:	MAY 12, 1882
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF WARM SPRING CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSW 1 16N 18E FERGUS
Period of Diversion	a: JANUARY 1 TO DECEMBER 31

**Diversion Means:** FLOWING

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1			SWSWSW	1	16N	18E	FERGUS

#### **Remarks:**

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

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 08/28/2021 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY FOWLER IRREVOCABLE LIVING TRUST.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139427-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	OMIE DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457
	DONALD O DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457
Priority Date:	MAY 31, 1944
Type of Historical Right	It: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF WARM SPRING CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSE 7 16N 19E FERGUS
	n: MAY 1 TO DECEMBER 1
Diversion Means:	

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Period of Use: MAY 1 TO DECEMBER 1

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1			SENWSE	7	16N	19E	FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139428-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DONALD O DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457
	OMIE DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457
Priority Date:	SEPTEMBER 5, 1962
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	UNNAMED TRIBUTARY OF WARM SPRING CREEK SURFACE WATER
Point of Diversion and	Means of Diversion:
ID	Govt Lot Qtr Sec Sec Twp Rge County
<u>ID</u> 1	NWNENE 7 16N 19E FERGUS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

<b>Reservoir:</b>	ONSTREAM					
	<u>Govt Lo</u>	t <u>Qtr Sec</u> NWNENE	<u>Sec</u> 7	<u>Twp</u> 16N	<u>Rge</u> 19E	<u>County</u> FERGUS
Diversio	n to Reservoir:	DIVERSION # 1				
Period of Use:	MAY 1 TO	DECEMBER 1				
Place of Use:						
<u>ID</u> <u>Ac</u>	<u>res</u> <u>Govt Lo</u>	t <u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County
1		NWNENE	7	16N		FERGUS
						GNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	<b>41S 139429-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	OMIE DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457
	DONALD O DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457
Priority Date:	SEPTEMBER 1, 1959
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF WARM SPRING CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS UNNAMED TRIBUTARY SCALP CREEK
*Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u> SWNENW 7 16N 19E FERGUS
-	a: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

Reservoir: ONSTREAM				
<u>Govt Lo</u>	t <u>Qtr Sec</u> SWNENW	<u>Sec</u> 7	<u>Twp</u> 16N	<u>Rge</u> <u>County</u> 19E FERGUS
<b>Diversion to Reservoir:</b>	DIVERSION # 1			
Period of Use: MAY 1 TO	DECEMBER 1			
Place of Use:				
<u>ID</u> <u>Acres</u> <u>Govt Lo</u>	t <u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	SWNENW	7	16N	19E FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139430-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DONALD O DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457
	OMIE DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457
Priority Date:	AUGUST 15, 1960
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WARM SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
	SESESW 36 17N 18E FERGUS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

**ONSTREAM Reservoir:** T<u>wp</u> **Rge** County **Govt Lot** Qtr Sec Sec SESESW 18E FERGUS 36 17N **DIVERSION #1 Diversion to Reservoir:** Period of Use: JANUARY 1 TO DECEMBER 31 Place of Use: ID Acres Rge County Govt Lot <u>Qtr Sec</u> Twp Sec 1 SESESW 36 17N 18E FERGUS 2..... ...... THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139431-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	DONALD O DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457			
	OMIE_DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457			
Priority Date:	DECEMBER 31, 1915			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF WARM SPRING CREEK			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County			
1 Poriod of Divorcio	SENWSW 36 17N 18E FERGUS n: JANUARY 1 TO DECEMBER 31			
	E OMUNO			

Diversion Means: FLOWING

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1			SENWSW	36	17N	18E	FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139432-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	CURTIS A FOWLER 1787 NEW YEAR GULCH LEWISTOWN, MT 59457 4066			
	MARILYN S KALINA 19 VALENTINE RD ROY, MT 59471			
<b>Priority Date:</b>	MAY 12, 1882			
Type of Historical Right: FILED				
Purpose(use):	IRRIGATION			
Irrigation Type:	SPRINKLER			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.			
Volume:	59.80 AC-FT			
Climatic Area: 4 - MODERATELY LOW				
Maximum Acres:	13.00			
*Source Name:	UNNAMED TRIBUTARY OF WARM SPRING CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS SCALP CREEK			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County NESESE 2 16N 18E FERGUS			
1 NESESE 2 16N 18E FERGUS Period of Diversion: APRIL 1 TO NOVEMBER 1				
Diversion Means: PUMP				

AUGUST 18, 2022 41S 139432-00 Page 2 of 3

> **Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County NESESE 2 16N 18E FERGUS **DIVERSION #1 Diversion to Reservoir: Period of Use: APRIL 1 TO NOVEMBER 1** Place of Use: ID Acres Govt Lot Qtr Sec Sec Rge County Twp 1 13.00 SESE 2 16N 18E FERGUS 13.00 Total:

#### Remarks:

.....

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 40.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 08/28/2021, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY FOWLER IRREVOCABLE LIVING TRUST.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-190 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139432-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Numb	per: 41S 139433-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	AUGUST 13, 1960
Type of Historical	Right: USE
Purpose(use):	STOCK
Flow Rate:	5.50 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF THE LITTLE SAG
Source Type:	GROUNDWATER
Point of Diversion	and Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW1322N15EFERGUS
Period of Dive Diversion Mea	ersion: JANUARY 1 TO DECEMBER 31 ans: FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31
	JANDART I TO DECEMBER 31
Place of Use: <u>ID Acr</u>	<u>es Govt Lot Qtr Sec Sec Twp Rge County</u>
1	NWNESW 13 22N 15E FERGUS

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139434-00	STATE	MENT	OF CLA	١M	
	Version: 2 R	EEXAMIN	IED			
	Statu	s: AC	CTIVE			
Owners:	AMERICAN PRAI PO BOX 908 BOZEMAN, MT 5			ON		
Priority Date:	SEPTEMBER 10,	1961				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	6.00 GPM					
*Volume:	STOCK WATERII ANIMAL UNIT. AN	NG PURP NIMAL UN	OSES	S AT THI HALL B	E RAT E BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUNDWATER	र				
Source Type:	GROUNDW	ATER				
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> N	<u>Qtr Sec</u> IENESE	<u>Sec</u> 27	<u>Twp</u> 22N		<u>County</u> FERGUS
Period of Diversion Diversion Means:	: JANUARY 1 TO I WELL	DECEMBI	ER 31			
Period of Use:	JANUARY 1 TO D	DECEMBE	R 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	Ν	IENESE	27	22N	15E	FERGUS

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139435-00 STATEMENT OF CLAIM
	Version: 5 REEXAMINED
	Status: SEVERED
Owners:	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232
	BOYD CREEK PROPERTIES LLC PO BOX 592 LEWISTOWN, MT 59457 0592
Priority Date:	JUNE 9, 1906
Type of Historical Right	: FILED
Purpose(use):	MINING
*Flow Rate:	5.00 CFS
*Volume:	THIS WATER RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
*Source Name:	GIANT WARM SPRING
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSE 19 17N 18E FERGUS
	I: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	HEADGATE
Period of Use:	JANUARY 1 TO DECEMBER 31

Place of Us	e:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			S2	31	18N	18E	FERGUS
		CONTINUED US PRACTICES IS	SE OF THI ALLOWEI ORIZATIC	S WA D. YC	TER RI	GHT IN T CON	FROM THE PLACE OF USE. N ACCORD WITH HISTORICAL ITACT DNRC AND OBTAIN A IGING THE PLACE OF USE OF THIS

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE JUDITH RIVER DRAINAGE (BASIN 41S) AND USES IT IN THE JUDITH RIVER DRAINAGE (BASIN 41S) AND THE MISSOURI RIVER, FROM MARIAS RIVER TO & INCLUDING BULLWACKER CREEK DRAINAGE (BASIN 41T). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

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

Water Right Number:	41S 139436-00 STATEMENT OF CLAIM
	Version: 5 REEXAMINED
	Status: SEVERED
Owners:	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232
	BOYD CREEK PROPERTIES LLC PO BOX 592
	LEWISTOWN, MT 59457 0592
Priority Date:	OCTOBER 7, 1935
Type of Historical Right	: FILED
Purpose(use):	MINING
Flow Rate:	3.50 CFS
Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF LAST CHANCE CREEK SURFACE WATER ALSO KNOWN AS MASON SPRINGS

OF THIS

AUGUST 18, 2022 41S 139436-00 Page 2 of 2

Point of Diversion and Means of Diversion:							
ĪD		Govt Lot	<u>Qtr Sec</u>		Twp		<u>County</u>
1			SENWNW	32	18N	18E	FERGUS
Perio	l of Diversion	: JANUARY 1	TO DECEMB	ER 31			
Divers	sion Means:	HEADGATE					
		PIPELINE IS	USED TO CC	NVE	Y WATE	R.	
Period of U	J <b>se:</b>	JANUARY 1	TO DECEMBE	ER 31			
*Place of Us	se:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		2	NWNENE	6	17N	18E	FERGUS
2			W2NWSE	29	18N	18E	FERGUS
3			SE	31	18N	18E	FERGUS
4			N2NWNE	32	18N	18E	FERGUS
		CONTINUED PRACTICES	USE OF THI IS ALLOWEI JTHORIZATIO	S WA D. YO	TER RI	GHT IN T CON	FROM THE PLACE OF USE. ACCORD WITH HISTORICAL ITACT DNRC AND OBTAIN A IGING THE PLACE OF USE OF

#### **Remarks:**

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

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

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

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Water Right Number:	41S 139437-00 STATEMENT OF CLAIM
	Version: 5 REEXAMINED
	Status: SEVERED
Owners:	BOYD CREEK PROPERTIES LLC PO BOX 592 LEWISTOWN, MT 59457 0592
	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232
<b>Priority Date:</b>	MAY 5, 1900
Type of Historical Right	: FILED
Purpose(use):	MINING
Flow Rate:	3.50 CFS
Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF LAST CHANCE CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS KLONDIKE SPRING
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
·	NWNWSE 31 18N 18E FERGUS
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 HEADGATE
Period of Use:	JANUARY 1 TO DECEMBER 31
I CHOU OF USC.	

Place of Use:	:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1				31	18N	18E	FERGUS
		CONTINUED US	SE OF THI ALLOWEI IORIZATIC	S WA D. YO	TER RIC	GHT IN T CON	FROM THE PLACE OF USE. NACCORD WITH HISTORICAL ITACT DNRC AND OBTAIN A IGING THE PLACE OF USE OF THIS

#### **Remarks:**

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

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

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

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Water Right Number:	41S 139438-	00 STATE	MENT	OF CL	AIM	
	Version: 2	POST DEC	REE			
	St	atus: SI	EVER	ED		
Owners:	CR KENDALL SUCCESSOR 9773 W MAR	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232				
	BOYD CREEP PO BOX 592 LEWISTOWN			С		
Priority Date:	APRIL 13, 190	00				
Type of Historical Righ	nt: FILED					
Purpose(use):	MINING					
Flow Rate:	80.80 GPM					
*Volume:						
Source Name:	LAST CHANC	E CREEK				
Source Type:	SURFAC	SURFACE WATER				
Point of Diversion and	Means of Diversi	on:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NENWSE	<u>Sec</u> 31	<u>Twp</u> 18N	<u>Rge</u> 18E	<u>County</u> FERGUS
Period of Diversio		TO DECEMB	ER 31			
<b>Diversion Means:</b>						
Period of Use:	JANUARY 1 T	O DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1		NWSE	31	18N	18E	FERGUS

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCountyTHIS WATER RIGHT HAS BEEN SEVERED FROM THE PLACE OF USE.<br/>CONTINUED USE OF THIS WATER RIGHT IN ACCORD WITH HISTORICAL<br/>PRACTICES IS ALLOWED. YOU MUST CONTACT DNRC AND OBTAIN A<br/>CHANGE AUTHORIZATION PRIOR TO CHANGING THE PLACE OF USE OF THIS<br/>WATER RIGHT.

#### **Remarks:**

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

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

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

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#### **IMPORTANT NOTICE**

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Water Right Number:	41S 13943	9-00 STATE	MENT	OF CL	AIM		
	Version:	2 POST DEC	REE				
		Status: Sl	EVER	ED			
Owners:	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232						
	PO BOX 59	BOYD CREEK PROPERTIES LLC PO BOX 592 LEWISTOWN, MT 59457 0592					
Priority Date:	MAY 28, 19	34					
Type of Historical Righ	t: FILED						
Purpose(use):	MINING						
Flow Rate:	13.50 GPM						
*Volume:							
Source Name:	UNNAMED	TRIBUTARY C	OF LAS	ST CHA	NCE (	CREEK	
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Dive	rsion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 31	<u>Тwp</u> 18N	<u>Rge</u> 18E	<u>County</u> FERGUS	
Period of Diversion			ER 31				
<b>Diversion Means:</b>	HEADGATE	_					
Period of Use:	JANUARY 1	TO DECEMBE	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>	
1		SE	31	18N	18E	FERGUS	

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCountyTHIS WATER RIGHT HAS BEEN SEVERED FROM THE PLACE OF USE.<br/>CONTINUED USE OF THIS WATER RIGHT IN ACCORD WITH HISTORICAL<br/>PRACTICES IS ALLOWED. YOU MUST CONTACT DNRC AND OBTAIN A<br/>CHANGE AUTHORIZATION PRIOR TO CHANGING THE PLACE OF USE OF THIS<br/>WATER RIGHT.

#### **Remarks:**

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

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

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

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### **IMPORTANT NOTICE**

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Water Right Number:	41S 139440	<b>)-00</b> STATE	MENT	OF CL	AIM		
	Version: 2	2 REEXAMIN	NED				
	\$	Status: A	CTIVE				
Owners:	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232						
	PO BOX 592	BOYD CREEK PROPERTIES LLC PO BOX 592 LEWISTOWN, MT 59457 0592					
Priority Date:	MARCH 31,	1902					
Type of Historical Right	: FILED						
Purpose(use):	MINING						
Flow Rate:	224.40 GPM						
*Volume:							
Source Name:	UNNAMED	TRIBUTARY C	OF LAS	ST CHA	NCE CREEK		
Source Type:	SURFA	CE WATER					
Point of Diversion and	Means of Diver	sion:					
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NENENE	<u>Sec</u> 32	<u>Twp</u> 18N	Rge County 18E FERGUS		
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	HEADGATE						
Period of Use:	JANUARY 1	TO DECEMBE	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>		
1			32	18N	18E FERGUS		

#### Place of Use:

ID Acres

<u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>

#### Remarks:

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

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

THE VOLUME IS MISSING.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139441-00 STATEMENT OF CLAIM				
	Version: 2 POST DECREE				
	Status: SEVERED				
Owners:	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232				
	BOYD CREEK PROPERTIES LLC PO BOX 592 LEWISTOWN, MT 59457 0592				
Priority Date:	SEPTEMBER 7, 1897				
Type of Historical Right	: FILED				
Purpose(use):	MINING				
Flow Rate:	1.00 CFS				
*Volume:					
Source Name:	UNNAMED TRIBUTARY OF IRON GULCH				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENE3618N17EFERGUS				
	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	HEADGATE				
Period of Use:	JANUARY 1 TO DECEMBER 31				

Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			E2	36	18N	17E FERGUS	
2			W2	31	18N	18E FERGUS	
		CONTINUED US	SE OF THI ALLOWEI ORIZATIC	S WA D. YO	TER RIG	ERED FROM THE PLACE OF USE. GHT IN ACCORD WITH HISTORICAL T CONTACT DNRC AND OBTAIN A CHANGING THE PLACE OF USE OF THIS	3

#### **Remarks:**

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

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

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

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

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Water Right Number:	41S 139442-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232
	BOYD CREEK PROPERTIES LLC PO BOX 592 LEWISTOWN, MT 59457 0592
Priority Date:	SEPTEMBER 9, 1901
Type of Historical Right	: FILED
Purpose(use):	MINING
Flow Rate:	2.50 CFS
*Volume:	THE FLOW RATE AND VOLUME ARE LIMITED TO THE MINIMUM AMOUNT NECESSARY TO SUSTAIN THIS PURPOSE. THIS RIGHT SHALL CONTINUE TO BE UTILIZED IN ACCORDANCE WITH HISTORICAL PRACTICES.
Source Name:	UNNAMED TRIBUTARY OF MEADOW 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> SWSWNE 6 17N 18E FERGUS
Period of Diversion	: JANUARY 1 TO DECEMBER 31
Diversion Means:	HEADGATE
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			S2NE	6	17N	18E FERGUS

#### Remarks:

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

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

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139443-00 STATEMENT OF CLAIM
	Version: 4 REEXAMINED
	Status: ACTIVE
Owners:	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232
	BOYD CREEK PROPERTIES LLC PO BOX 592 LEWISTOWN, MT 59457 0592
Priority Date:	MAY 4, 1901
Type of Historical Right	: FILED
Purpose(use):	MINING
Flow Rate:	2.50 CFS
Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF LAST CHANCE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSENW 32 18N 18E FERGUS
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SENW	32	18N	18E FERGUS

#### Remarks:

THE POINT OF DIVERSION, PLACE OF USE WERE AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139444-00 STATEMENT OF CLAIM
	Version: 5 REEXAMINED
	Status: SEVERED
Owners:	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232
	BOYD CREEK PROPERTIES LLC PO BOX 592 LEWISTOWN, MT 59457 0592
Priority Date:	JULY 22, 1902
Type of Historical Right	: FILED
Purpose(use):	MINING
Flow Rate:	5.00 CFS
*Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF LAST CHANCE CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS MINNIE HEALY SPRING
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>
•	NENESE 31 18N 18E FERGUS
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 HEADGATE
Period of Use:	JANUARY 1 TO DECEMBER 31

Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County
1			E2SE	31	18N	18E	FERGUS
2			W2SW	32	18N	18E	FERGUS
		CONTINUED US PRACTICES IS	SE OF THI ALLOWEI ORIZATIC	S WA D. YC	TER RIG	GHT IN T CON	FROM THE PLACE OF USE. N ACCORD WITH HISTORICAL ITACT DNRC AND OBTAIN A IGING THE PLACE OF USE OF THIS

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139445-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BOYD CREEK PROPERTIES LLC PO BOX 592 LEWISTOWN, MT 59457 0592
	CR KENDALL CORPORATION CR KENDALL CUSTODIAL & WORK TRUST SUCCESSOR IN INTEREST TO 9773 W MARYLAND DR LAKEWOOD, CO 80232
Priority Date:	JANUARY 2, 1901
Type of Historical Right	t: FILED
Purpose(use):	MINING
Flow Rate:	80.80 GPM
*Volume:	THE FLOW RATE AND VOLUME ARE LIMITED TO THE MINIMUM AMOUNT NECESSARY TO SUSTAIN THIS PURPOSE. THIS RIGHT SHALL CONTINUE TO BE UTILIZED IN ACCORDANCE WITH HISTORICAL PRACTICES.
Source Name:	LAST CHANCE CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	NENWSE 31 18N 18E FERGUS
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 PUMP
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SENE	31	18N	18E FERGUS

#### Remarks:

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

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

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE PUMP CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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

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

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Water Right Num	ber: 41S 139	<b>446-00</b> S	TATE	MENT	OF CL	AIM	
	Version:	2 POS	T DEC	REE			
		Status:	SI	EVER	ED		
Owners:	CR KENI SUCCES 9773 W I	DALL CORF DALL CUST SOR IN INT MARYLAND DOD, CO 80	ODIAL ERES DR	- & W	ORK TF	RUST	
	PO BOX	REEK PROF 592 DWN, MT 59		-	С		
<b>Priority Date:</b>	AUGUST	15, 1900					
Type of Historica	I Right: FILED						
Purpose(use):	MINING						
*Flow Rate:	5.00 CFS						
*Volume:	36,289.00	AC-FT					
Source Name:	WARMS	PRING CR	EEK				
Source Type:	SUF	RFACE WA	TER				
Point of Diversio	n and Means of D	version:					
<u>ID</u> 1	<u>Govt Lo</u>	<u>t Qt</u> SEN	<u>r Sec</u> NSE	<u>Sec</u> 19	<u>Twp</u> 17N	<u>Rge</u> 18E	<u>County</u> FERGUS
	version: JANUAR	_	CEMB	ER 31			
Diversion M	•••••••••••••••••••••••••••••••••••••••						
Period of Use:	JANUAR	Y 1 TO DEC	EMB	ER 31			
Place of Use:							
ID Ac	eres <u>Govt Lo</u>	<u>t Qt</u>	r Sec	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1				31	18N	18E	FERGUS

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCountyTHIS WATER RIGHT HAS BEEN SEVERED FROM THE PLACE OF USE.<br/>CONTINUED USE OF THIS WATER RIGHT IN ACCORD WITH HISTORICAL<br/>PRACTICES IS ALLOWED. YOU MUST CONTACT DNRC AND OBTAIN A<br/>CHANGE AUTHORIZATION PRIOR TO CHANGING THE PLACE OF USE OF THIS<br/>WATER RIGHT.

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139447-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PATRICK R FORDYCE 1170 SALT CREEK RD HILGER, MT 59451
	NETA M FORDYCE 1170 SALT CREEK RD HILGER, MT 59451
Priority Date:	JUNE 30, 1955
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SALT CREEK, WEST FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u>
1	NESESE 11 19N 17E FERGUS
*Period of Diversion	n: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

Govt LotQtr SecSecTwpRgeCountyNESESE1119N17EFERGUSDiversion to Reservoir:DIVERSION # 1
Diversion to Reservoir: DIVERSION # 1
Period of Use: FEBRUARY 1 TO JUNE 1
Place of Use:
ID         Acres         Govt Lot         Qtr Sec         Sec         Twp         Rge         County
1 NESESE 11 19N 17E FERGUS

#### Remarks:

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

ALTHOUGH NOT OBJECTED TO, THE SOURCE NAME WAS CHANGED TO REFLECT THE CHANGES SUGGESTED BY THE UNITED STATES OF AMERICA, DEPARTMENT OF INTERIOR IN THEIR 1987 DECSIONS ON GEOGRAPHIC NAMES IN THE UNITED STATES. THIS MAY BE HEARD AT THE PRELIMINARY DECREE STAGE.

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

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

Water Right Number:	41S 139448-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	NETA M FORDYCE 1170 SALT CREEK RD HILGER, MT 59451			
	PATRICK R FORDYCE 1170 SALT CREEK RD HILGER, MT 59451			
Priority Date:	NOVEMBER 1, 1940			
Type of Historical Right: USE				
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SALT CREEK, WEST FORK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County NWNWNE 12 19N 17E FERGUS			
*Period of Diversion: JANUARY 1 TO DECEMBER 31				

Diversion Means: DAM

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

Reservoi	ir: Of	NSTREAM				
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNE	<u>Sec</u> 12	<u>Twp</u> 19N	<u>Rge</u> <u>County</u> 17E FERGUS
Diver	rsion to 1	Reservoir: D	IVERSION # 1			
Period of Use:		FEBRUARY	1 TO JUNE 1			
Place of Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWNWNE	12	19N	17E FERGUS

#### Remarks:

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

ALTHOUGH NOT OBJECTED TO, THE SOURCE NAME WAS CHANGED TO REFLECT THE CHANGES SUGGESTED BY THE UNITED STATES OF AMERICA, DEPARTMENT OF INTERIOR IN THEIR 1987 DECSIONS ON GEOGRAPHIC NAMES IN THE UNITED STATES. THIS MAY BE HEARD AT THE PRELIMINARY DECREE STAGE.

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139449-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	PATRICK R FORDYCE 1170 SALT CREEK RD HILGER, MT 59451			
	NETA M FORDYCE 1170 SALT CREEK RD HILGER, MT 59451			
Priority Date:	NOVEMBER 1, 1948			
Type of Historical Right: USE				
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SALT CREEK, WEST FORK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u>	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County			
1	SWSWSE 11 19N 17E FERGUS			
*Period of Diversion: JANUARY 1 TO DECEMBER 31				

Diversion Means: DAM

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

Reservo	ir: C	ONSTREAM				
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWSE	<u>Sec</u> 11	<u>Twp</u> 19N	<u>Rge</u> <u>County</u> 17E FERGUS
Diversion to Reservoir: DIVERSION # 1						
Period of Use:		FEBRUAR	Y 1 TO JUNE 1			
Place of Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWSWSE	11	19N	17E FERGUS

#### Remarks:

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

ALTHOUGH NOT OBJECTED TO, THE SOURCE NAME WAS CHANGED TO REFLECT THE CHANGES SUGGESTED BY THE UNITED STATES OF AMERICA, DEPARTMENT OF INTERIOR IN THEIR 1987 DECSIONS ON GEOGRAPHIC NAMES IN THE UNITED STATES. THIS MAY BE HEARD AT THE PRELIMINARY DECREE STAGE.

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

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

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

### **IMPORTANT NOTICE**

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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:	41S 139450-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	NETA M FORDYCE 1170 SALT CREEK RD HILGER, MT 59451			
	PATRICK R FORDYCE 1170 SALT CREEK RD HILGER, MT 59451			
Priority Date:	JUNE 30, 1955			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SALT CREEK, WEST FORK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
•	NWNWSE 11 19N 17E FERGUS			
*Period of Diversion: JANUARY 1 TO DECEMBER 31				

**Diversion Means:** DAM

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

Reservo	oir: O	NSTREAM				
		Govt Lot	<u>Qtr Sec</u> NWNWSE		<u>Twp</u> 19N	<u>Rge</u> <u>County</u> 17E FERGUS
Dive	ersion to	Reservoir: DI	VERSION # 1			
Period of Use	:	FEBRUARY	1 TO JUNE 1			
Place of Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWNWSE	11	19N	17E FERGUS

#### Remarks:

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

ALTHOUGH NOT OBJECTED TO, THE SOURCE NAME WAS CHANGED TO REFLECT THE CHANGES SUGGESTED BY THE UNITED STATES OF AMERICA, DEPARTMENT OF INTERIOR IN THEIR 1987 DECSIONS ON GEOGRAPHIC NAMES IN THE UNITED STATES. THIS MAY BE HEARD AT THE PRELIMINARY DECREE STAGE.

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 1394	53-00 STATE	EMENT	OF CL	AIM		
	Version:	2 REEXAM	NED				
		Status: A	CTIVE				
Owners:	DONALD J PO BOX 6 STANFOR	I CARVER D, MT 59479					
Priority Date:	FEBRUAR	Y 19, 1953					
Type of Historical Right	: FILED						
Purpose(use):	DOMESTIC	0					
Flow Rate:	25.00 GPN	1					
Volume:	2.50 AC-F	Г					
Households:	1						
Maximum Acres:	1.00						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and M	<b>Means of Div</b>	ersion:					
$\frac{\mathbf{ID}}{1}$	Govt Lot	<u>Qtr Sec</u> NENENE	24	16N		<u>County</u> JUDITH BASIN	
Period of Diversion Diversion Means:	: JANUAR Y WELL	1 TO DECEMB	SER 31				
Period of Use:		1 TO DECEME	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	Qtr Sec	Sec	Twp	Rge	<u>County</u>	
1 1.00		NENENE	24	16N	13E	JUDITH BASIN	
<b>Total:</b> 1.00							

#### Remarks:

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

139453-00 139460-00

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139454-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DONALD J CARVER PO BOX 6 STANFORD, MT 59479
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING BRANCH
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENW2516N13EJUDITH BASIN
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 18, 2022 41S 139454-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County NENENW 25 16N 13E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 NENW 25 16N 13E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139455-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DONALD J CARVER PO BOX 6 STANFORD, MT 59479
Priority Date:	DECEMBER 31, 1938
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SAGE CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
•	NWSENE 24 16N 13E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWSENE	24	16N	13E JUDITH BASIN

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139456-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	DONALD J CARVER PO BOX 6 STANFORD, MT 59479					
Priority Date:	DECEMBER 31, 1946					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SAGE CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u> SENWSE 13 16N 13E JUDITH BASIN					
*Period of Diversion	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 18, 2022 41S 139456-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County SENWSE 13 16N 13E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 SENWSE 13 16N 13E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139457-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VALERIE RIDGEWAY-LEACH PO BOX 412 HOBSON, MT 59452 0412
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 SPRING BRANCH
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE2516N13EJUDITH BASIN
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

*Reservoir:	ONSTREAM	REAM Reservoir Name: MISSILE DAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENE	<u>Sec</u> 25	<u>Twp</u> 16N		<u>County</u> JUDITH BASIN	
Diversion t Dam Heigh Depth: Surface Ar Capacity:	t: ea: THE CAPA		FEET GHT, I	MAXIMI	UM DE	PTH, AND SURFACE AREA HAVE	
Period of Use:		IMATED BY DN 1 TO DECEMBE					
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County	
1		NENENE	25	16N	13E	JUDITH BASIN	
2		NWNENE	25	16N	13E	JUDITH BASIN	

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139457-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139458-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ELANA D WEAVER 1110 YURI RD HELENA, MT 59602 8386
	DONALD J CARVER PO BOX 6 STANFORD, MT 59479
<b>Priority Date:</b>	DECEMBER 31, 1950
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENE 31 16N 15E JUDITH BASIN
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING

AUGUST 18, 2022 41S 139458-00

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWNENE	31	16N	15E JUDITH BASIN

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139459-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DONALD J CARVER PO BOX 6 STANFORD, MT 59479
	ELANA D WEAVER 1110 YURI RD HELENA, MT 59602 8386
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SPRING COULEE
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNESE 19 16N 15E JUDITH BASIN
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING

AUGUST 18, 2022 41S 139459-00

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWNESE	19	16N	15E JUDITH BASIN

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13946	0-00 STATE	MENT	OFCL	AIM		
	Version:	2 REEXAMI	NED				
		Status: A	CTIVE				
Owners:	DONALD J PO BOX 6 STANFORE	CARVER ), MT 59479					
Priority Date:	FEBRUAR	′ 19, 1953					
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
Flow Rate:	100.00 GPN	Л					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDW	/ATER					
Source Type:	GROL	INDWATER					
	FLOWING	ARTESIAN WE	LL				
Point of Diversion and N	Means of Dive	rsion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENE	<u>Sec</u> 24	<u>Тwp</u> 16N	<u>Rge</u> 13E	<u>County</u> JUDITH BASIN	
Period of Diversion		1 TO DECEME	SER 31				
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY	1 TO DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		NENENE	24	16N	13E	JUDITH BASIN	

#### 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.

139453-00 139460-00

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139461-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WILLIAM A SPOJA SR PO BOX 882 LEWISTOWN, MT 59457 0882
Priority Date:	DECEMBER 31, 1960
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF BREED CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE1215N18EFERGUS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

*Reservoir: ONS	STREAM Reservoir Name: BIG DAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSENE	<u>Sec</u> 12	<u>Twp</u> 15N		<u>County</u> FERGUS
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: [	DIVERSION # 1 13.00 FEET 10.00 FEET 2.98 ACRES 11.92 ACRE-	-			
		CITY, DAM HEI IMATED BY DN		MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY	1 TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SWSENE	12	15N	18E	FERGUS

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139461-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139462-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WILLIAM A SPOJA SR PO BOX 882 LEWISTOWN, MT 59457 0882
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF BREED CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
•	sesese 1 15N 18E FERGUS n: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			SESESE	1	15N	18E FERGUS

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139463-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WILLIAM A SPOJA SR PO BOX 882 LEWISTOWN, MT 59457 0882
Priority Date:	DECEMBER 31, 1932
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	BREED CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
$\frac{\mathbf{ID}}{1}$	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
•	S2S2NE 12 15N 18E FERGUS a: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			S2S2NE	12	15N	18E FERGUS

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13946	<b>4-00</b> ST	ATE	MENT	OF CLA	١M	
	Version:	2 REEX	AMIN	IED			
		Status:	AC	CTIVE			
Owners:	WILLIAM A PO BOX 88 LEWISTOW	2		882			
<b>Priority Date:</b>	DECEMBER	R 31, 1900	)				
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	of Stoci Tem. The	k dr E Flc	INKIN W RA	G DIRE	CTLY .IMITE	CREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED	TRIBUTA	RY C	FBRE	EED CR	EEK	
Source Type:	SURF	ACE WAT	ER				
Point of Diversion and I	Means of Dive	rsion:					
<u>ID</u> 1	Govt Lot		Sec		Twp		County
				12	15N	18E	FERGUS
*Period of Diversion				-			
Diversion Means:	LIVESTOCI	( DIRECT	FRO			405	
2 *Dowied of Diversion				12 = D 21	15N	IQE	FERGUS
*Period of Diversion Diversion Means:							
Diversion means:		V DINEUT	INU	W 300	JILCE		

:	*Reservoir:	ONSTREAM	TREAM Reservoir Name: LOWER DAM						
		Govt Lot	<u>Qtr Se</u> NENWS	e <u>c</u> <u>Sec</u> E 12	<u>Twp</u> 15N	<u>Rge</u> 18E	<u>County</u> FERGUS		
	Diversion	to Reservoir:	DIVERSION #	1					
	Dam Hei	ght:	12.00 FEET	-					
	Depth:		9.00 FEET	Γ					
	Surface A	rea:	2.01 ACR	ES					
	Capacity	:	7.24 ACR	E-FEET	-				
		FERGUS THE CAP	THE DAM EXTENDS INTO THE NENWSE , SESWNE SEC 12 TWP 15N RGE 18E FERGUS COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						
Perio	d of Use:	JANUAR	Y 1 TO DECEM	BER 31					
Place	of Use:								
<u>ID</u>	Acr	es <u>Govt Lot</u>	t Qtr Se	<u>c</u> <u>Sec</u>	Twp	Rge	County		
1			SESWN	E 12	15N	18E	FERGUS		
2			NENWS	E 12	15N	18E	FERGUS		
3			NWNES	E 12	15N	18E	FERGUS		

#### **Remarks:**

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

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

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

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

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

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### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13946	5-00	STATE	MENT	OF CL/	٩IM	
	Version:	2 RE	EXAMIN	NED			
		Status:	A	CTIVE			
Owners:	WILLIAM A PO BOX 88 LEWISTOW	2		)882			
<b>Priority Date:</b>	APRIL 30, 1	888					
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	OF STO TEM.	ock dr The Flo	NKIN W RA	G DIRE	CTLY .IMITE	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	BOYD CRE	EK					
Source Type:	SURF	ACE W	ATER				
Point of Diversion and I	Means of Dive	rsion:					
<u>ID</u> 1	Govt Lot	9	<u>Qtr Sec</u>		Twp		County
1		SW	SWSE	12	15N	18E	FERGUS
Period of Diversion		-	-	-			
<b>Diversion Means:</b>	LIVESTOCI						
2			S2SW	12	15N	18E	FERGUS
Period of Diversion		-	-	-			
<b>Diversion Means:</b>	LIVESTOCI	K DIRE	CT FRC	M SO	URCE		

AUGUST 18, 2022 41S 139465-00 Page 2 of 2

Point of D	Point of Diversion and Means of Diversion:								
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>		
3			S2S2SE	11	15N	18E	FERGUS		
Perio	Period of Diversion: JANUARY 1 TO DECEMBER 31								
Diver	sion Means:	LIVESTOCK	DIRECT FRO	M SO	URCE				
Period of	Use:	JANUARY 1	TO DECEMBE	ER 31					
Place of U	se:								
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1			S2SE	11	15N	18E	FERGUS		
2			S2SW	12	15N	18E	FERGUS		
3			SWSWSE	12	15N	18E	FERGUS		

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139466-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	WILLIAM A SPOJA SR PO BOX 882 LEWISTOWN, MT 59457 0882						
Priority Date:	DECEMBER 31, 1889						
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
Flow Rate:	25.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW1215N18EFERGUS						
Period of Diversior Diversion Means:	a: JANUARY 1 TO DECEMBER 31 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	NESWSW 12 15N 18E FERGUS						

#### 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.

139466-00 139467-00

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

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

THE TYPE OF HISTORICAL RIGHT, 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. 41S 139466-00, 41S 139467-00.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139467-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
		Status:	ACTIVE				
Owners:	WILLIAM A SPOJA SR PO BOX 882 LEWISTOWN, MT 59457 0882						
Priority Date:	DECEMBER 31, 1889						
Type of Historical Right: FILED							
Purpose(use):	DOMESTIC						
Flow Rate:	25.00 GPM						
Volume:	3.00 AC-FT						
Households:	1						
Maximum Acres:	1.00						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> NESWS		<u>Twp</u> 15N		<u>County</u> FERGUS	
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>							
Period of Use: JANUARY 1 TO DECEMBER 31							
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr S</u>	<u>ec</u> <u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1 1.00		NESWS	N 12	15N	18E	FERGUS	
<b>Total:</b> 1.00							

#### Remarks:

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

139466-00 139467-00

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

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

THE TYPE OF HISTORICAL RIGHT, 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. 41S 139466-00, 41S 139467-00.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139468-00 STATEMENT OF CLAIM						
	Version:	2 REEX/		_			
		Status:	ACTIV	E			
Owners:	WILLIAM A SPOJA SR PO BOX 882 LEWISTOWN, MT 59457 0882						
<b>Priority Date:</b>	APRIL 30, 1888						
Type of Historical Right: FILED							
Purpose(use):	IRRIGATION						
Irrigation Type:	NATURAL SUBIRRIGATION						
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area: 4 - MODERATELY LOW							
Maximum Acres:	207.50						
Source Name:	SUBIRRIGATION, UNNAMED TRIBUTARY OF BOYD CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>		<u>Sec</u> <u>Sec</u> SE 11	<u>Тwp</u> 15N		<u>County</u> FERGUS	
Period of Diversion: APRIL 15 TO SEPTEMBER 15 Diversion Means: FLOWING							
2		SWSW	SE 12	15N	18E	FERGUS	
Period of Diversion Diversion Means:	FLOWING		IBER 15				

AUGUST 18, 2022 41S 139468-00 Page 2 of 3

Point of Diversion and Means of Diversion:									
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>		
3			S2SW	12	15N	18E	FERGUS		
Period of Diversion: APRIL 15 TO SEPTEMBER 15									
Div	version Means:	FLOWING							
Period of Use: APRIL 15 TO SEPTEMBER 15									
Place of	Use:								
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>		
1	35.00		S2SE	11	15N	18E	FERGUS		
2	22.00		S2SW	12	15N	18E	FERGUS		
3	1.50		SWSWSE	12	15N	18E	FERGUS		
4	104.00		N2N2	13	15N	18E	FERGUS		

5.00 N2N2NWNE 14 15N 18E FERGUS 40.00 NENE 14 15N 18E FERGUS

#### **Remarks:**

Total:

207.50

5

6

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-192 AND 30027-278-194 , DATED 09/25/1979 , APPEARS TO INDICATE 64.00 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139468-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139480-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486					
Priority Date:	SEPTEMBER 21, 1964					
Type of Historical Right	t: USE					
Purpose(use):	FISH AND WILDLIFE					
Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
*Volume:	7.70 AC-FT					
Source Name:	LITTLE CASINO CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and	*Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESENE 21 15N 18E FERGUS					
•	a: JANUARY 1 TO DECEMBER 31 DAM					

*Reservoir: ON	*Reservoir: ONSTREAM Reservoir Name: HEADQUARTER POND						
	<u>Govt Lot</u>	<u>Qtr Sec</u> NESENE	<u>Sec</u> 21	<u>Twp</u> 15N		<u>County</u> FERGUS	
Diversion to R Dam Height: Depth: Surface Area: Capacity:		IVERSION # 1 15.00 FEET 12.00 FEET 1.53 ACRES 7.34 ACRE-	-				
		CITY, DAM HEI MATED BY DN		MAXIM	JM DE	PTH, AND SURFACE AREA HAVE	
Period of Use:	JANUARY 1	TO DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1		NESENE	21	15N	18E	FERGUS	

### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139480-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139481-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486				
Priority Date:	SEPTEMBER 21, 1964				
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:	LITTLE CASINO CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENE2115N18EFERGUS				
Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				

Period of Use: JANUARY 1 TO DECEMBER 31

### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			SENE	21	15N	18E FERGUS

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139525-00 STATEMENT OF CLAIM							
	Version:	3 REEXAMI						
		Status: A	CTIVE					
Owners:	SASS LAN 399 PERR CASTLE R		4					
Priority Date:	DECEMBE	R 31, 1955						
Type of Historical Right:	USE							
Purpose(use):	IRRIGATIO	N						
Irrigation Type:	SPRINKLE	R						
Flow Rate:	100.00 GP	100.00 GPM						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.							
Climatic Area:	4 - MODER	ATELY LOW						
Maximum Acres:	8.00							
Source Name:	<b>BIG SPRIN</b>	IG CREEK						
Source Type:	SURF	ACE WATER						
Point of Diversion and N	leans of Dive	ersion:						
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County		
1		SENWNW	27	16N	17E	FERGUS		
Period of Diversion	-	OCTOBER 1						
<b>Diversion Means:</b>	PUMP							
2		SWNWNW	27	16N	17E	FERGUS		
Period of Diversion Diversion Means:	: MAY 1 TO PUMP	OCTOBER 1						
Period of Use:		OCTOBER 1						

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	8.00		W2NW	27	16N	17E FERGUS
Total:	8.00					

### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY ( 1970 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-18 , DATED 09/25/1979 , 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139526-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	PAMELA J VON BERGEN 1490 LOUSE CREEK RD MOCCASIN, MT 59462				
Priority Date:	JANUARY 1, 1890				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF LOUSE CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County SESWNE 9 15N 14E JUDITH BASIN				
•	SESWNE 9 15N 14E JUDITH BASIN n: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESWNE	9	15N	14E JUDITH BASIN

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139527-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	PAMELA J VON BERGEN 1490 LOUSE CREEK RD MOCCASIN, MT 59462				
Priority Date:	AUGUST 1, 1959				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF JUDITH RIVER				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
•	SWSWNE 9 14N 14E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SWSWNE	9	14N	14E JUDITH BASIN

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139528-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	PAMELA J VON BERGEN 1490 LOUSE CREEK RD MOCCASIN, MT 59462				
<b>Priority Date:</b>	JANUARY 1, 1890				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF LOUSE CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
•	SENESW 9 15N 14E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENESW	9	15N	14E JUDITH BASIN

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139529-00 STATEMENT OF CLAIM							
		REEXAMI						
	Sta	itus: A	CTIVE					
Owners:	209 E LAKE A	ROBERT G JACKSON 209 E LAKE AVE LEWISTOWN, MT 59457 1947						
	209 E LAKE A	JESSICA I JACKSON 209 E LAKE AVE LEWISTOWN, MT 59457 1947						
Priority Date:	MARCH 1, 193	4						
Type of Historical Right	t: USE							
Purpose(use):	AGRICULTUR	AGRICULTURAL SPRAYING						
Flow Rate:	300.00 GPM	300.00 GPM						
Volume:	5.00 AC-FT							
*Source Name:	SPRING, UNN	AMED TRIE	BUTAF	RY OF L	ONG (	COULEE		
Source Type:	GROUND	WATER						
*Point of Diversion and I	Means of Diversio	on:						
$\frac{\text{ID}}{1}$	<u>Govt Lot</u>	<u>Qtr Sec</u> NESENE	<u>Sec</u> 14	<u>Twp</u> 15N		<u>County</u> FERGUS		
Period of Diversion	• JANUARY 1 T	-		IJN	190	FERGUS		
Diversion Means: PUMP								
Period of Use:	Period of Use: JANUARY 1 TO DECEMBER 31							
*Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>		
1		NESENE 14 15N 19E FERGUS						

**Remarks:** 

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THE POINT OF DIVERSION, PLACE OF USE AND SOURCE WERE AMENDED BY THE CLAIMANT IN 2008 PURSUANT TO SECTION 85-2-233(6), MCA.

THE POINT OF DIVERSION, PLACE OF USE AND SOURCE WERE AMENDED BY THE CLAIMANT IN 2008 PURSUANT TO SECTION 85-2-233(6), MCA.

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

IMPLIED CLAIM NO. 40B 30041958 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139530-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	ROBERT G JACKSON 209 E LAKE AVE LEWISTOWN, MT 59457 1947			
	JESSICA I JACKSON 209 E LAKE AVE LEWISTOWN, MT 59457 1947			
Priority Date:	MARCH 22, 1919			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF LONG COULEE			
Source Type:	GROUNDWATER			
*Point of Diversion and Means of Diversion:				
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>			
1	NESENE 14 15N 19E FERGUS			
Period of Diversion	n: JANUARY 1 TO DECEMBER 31			

Diversion Means: FLOWING

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Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1			NESENE	14	15N	19E	FERGUS

### Remarks:

THE POINT OF DIVERSION, PLACE OF USE AND SOURCE WERE AMENDED BY THE CLAIMANT IN 2008 PURSUANT TO SECTION 85-2-233(6), MCA.

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

IMPLIED CLAIM NO. 40B 30041959 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

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Water Right Number:	41S 139531-0	0 STATEMENT OF CLA	IM			
	Version: 2	- POST DECREE				
	Sta	atus: ACTIVE				
Owners:	ROBERT G JACKSON 209 E LAKE AVE LEWISTOWN, MT 59457 1947					
	JESSICA I JAC 209 E LAKE A' LEWISTOWN,					
<b>Priority Date:</b>	MARCH 22, 19	19				
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	25.00 GPM					
Volume:	5.00 AC-FT					
Households:	1					
Maximum Acres:	2.00					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
*Point of Diversion and I	Means of Diversio	on:				
<u>ID</u> 1	<u>Govt Lot</u>	$\frac{\text{Qtr Sec}}{\text{MANNACIAN}} = \frac{\text{Sec}}{45} = \frac{\text{Twp}}{45}$	Rge County			
1 Period of Diversion	-		19E FERGUS			
Diversion Means:	WELL					
Period of Use:	JANUARY 1 TO	O DECEMBER 31				

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### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	2.00		NWNWSW	13	15N	19E FERGUS
Total:	2.00					

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139535-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED Status: ACTIVE				
Owners:	MCMILLAN TRUST MCMILLAN, DEAN & VIRGINIA M TRUSTEES 1751 POWERLINE RD LEWISTOWN, MT 59457 3948				
Priority Date:	MAY 29, 1886				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	323.00 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:	19.00				
Source Name:	BEAVER CREEK				
Source Name: Source Type:	BEAVER CREEK SURFACE WATER				
	SURFACE WATER				
Source Type:	SURFACE WATER				
Source Type: Point of Diversion and M ID 1 Period of Diversion	SURFACE WATER         Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Support Lot</u>				

#### Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	19.00		W2NW	28	15N	17E FERGUS
Total:	19.00					

### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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). 30027-278-16 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS 05/10/1886.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139536-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	MCMILLAN TRUST MCMILLAN, DEAN & VIRGINIA M TRUSTEES 1751 POWERLINE RD LEWISTOWN, MT 59457 3948				
Priority Date:	JUNE 11, 1900				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	390.46 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:	23.00				
Source Name:	SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENENW 1 14N 17E FERGUS				
•	: MAY 15 TO OCTOBER 15				
Diversion Means:	HEADGATE				
Period of Use:	MAY 15 TO OCTOBER 15				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	23.00		26	15N	17E FERGUS
Total:	23.00				

### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-16 , DATED 09/25/1979 , 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139537-00 STATEMENT OF CLAIM					
	Version:	2 REEXAMIN	NED			
		Status: A	CTIVE			
Owners:	MCMILLAN TRUST MCMILLAN, DEAN & VIRGINIA M TRUSTEES 1751 POWERLINE RD LEWISTOWN, MT 59457 3948					
Priority Date:	MAY 31, 19	52				
Type of Historical Right:	USE					
Purpose(use):	DOMESTIC					
Flow Rate:	5.00 GPM					
Volume:	1.50 AC-FT					
Households:	1					
Maximum Acres:	2.00					
Source Name:	GROUNDW	/ATER				
Source Type:	GROL	INDWATER				
Point of Diversion and M	Ieans of Dive	rsion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 28	<u>Twp</u> 15N	<u>Rge</u> <u>County</u> 17E FERGUS	
Period of Diversion		1 TO DECEMB	ER 31			
<b>Diversion Means:</b>						
Period of Use:	JANUARY '	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1 2.00		NWNENW	28	15N	17E FERGUS	
<b>Total:</b> 2.00						

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139538-	00 STATEMENT OF CLAIM				
	Version: 2	REEXAMINED				
	St	tatus: ACTIVE				
Owners:	MCMILLAN TRUST MCMILLAN, DEAN & VIRGINIA M TRUSTEES 1751 POWERLINE RD LEWISTOWN, MT 59457 3948					
Priority Date:	DECEMBER	31, 1928				
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	5.00 GPM					
Volume:	1.50 AC-FT	1.50 AC-FT				
Households:	1					
Maximum Acres:	1.00	1.00				
Source Name:	GROUNDWA	TER				
Source Type:	GROUN	DWATER				
Point of Diversion and I	Means of Diversi	ion:				
<u>ID</u> 1	<u>Govt Lot</u>	Qtr SecSecTwpRgeCountyNESESW3515N17EFERGUS				
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1 1.00		NESESW 35 15N 17E FERGUS				
<b>Total:</b> 1.00						

#### Remarks:

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

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

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

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Water Right Number:	41S 139539-00 STATEMENT OF CLAIM					
	Version: 2	REEXAMI				
	St	tatus: A	CTIVE			
Owners:	3294 LOWER	SAGE CREEK CATTLE CO LLC 3294 LOWER SAGE CREEK RD MOCCASIN, MT 59462				
Priority Date:	AUGUST 1, 1	941				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM F	RESERVOIF	. THE	FLOW I	RATE	CREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCK WATE ANIMAL UNIT	ERING PUR . ANIMAL U	POSES NITS S	S AT THE HALL B	E RAT E BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED T	RIBUTARY	OF SA	GE CRE	EK	
Source Type:	SURFAC	E WATER				
Point of Diversion and I	Means of Diversi	ion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 11	<u>Twp</u> 16N		<u>County</u> JUDITH BASIN
*Period of Diversion	: JANUARY 1	TO DECEME	3ER 31			
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	OM SO	URCE		
	THE PERIOD CLAIM.	OF DIVERS	SION H	AS BEE	N STA	NDARDIZED BY DNRC FOR THIS

AUGUST 18, 2022 41S 139539-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County SWSWNW 11 16N 14E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 SWSWNW 11 16N 14E JUDITH BASIN 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:	41S 139540-00 STATEMENT OF CLAIM										
	Version: 2 REEXAMINED										
	Status: ACTIVE										
Owners:	SAGE CREEK CATTLE CO LLC 3294 LOWER SAGE CREEK RD MOCCASIN, MT 59462										
<b>Priority Date:</b>	JULY 1, 1945										
Type of Historical Right	t: USE										
Purpose(use):	STOCK										
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.										
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.										
Source Name:	UNNAMED TRIBUTARY OF SAGE CREEK										
Source Type:	SURFACE WATER										
Point of Diversion and Means of Diversion:											
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENENE 11 16N 14E JUDITH BASIN										
*Period of Diversion: JANUARY 1 TO DECEMBER 31											
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE										
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.										

AUGUST 18, 2022 41S 139540-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County NENENE 11 16N 14E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 NENENE 11 16N 14E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

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Water Right Number:	41S 139541-00 STATEMENT OF CLAIM										
	Version:	2 RE	EXAMI								
		Status	: A	CTIVE							
Owners:	SAGE CREEK CATTLE CO LLC 3294 LOWER SAGE CREEK RD MOCCASIN, MT 59462										
<b>Priority Date:</b>	AUGUST 10, 1945										
Type of Historical Right	: USE										
Purpose(use):	STOCK										
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.										
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.										
Source Name:	UNNAMED TRIBUTARY OF SAGE CREEK										
Source Type:	SURFACE WATER										
Point of Diversion and Means of Diversion:											
<u>ID</u> 1	<u>Govt Lot</u>		<u>Qtr Sec</u> SWNE	<u>Sec</u> 11	<u>Тwp</u> 16N		<u>County</u> JUDITH BASIN				
*Period of Diversion: JANUARY 1 TO DECEMBER 31											
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE										
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.										

AUGUST 18, 2022 41S 139541-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County SESWNE 11 16N 14E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 SESWNE 11 16N 14E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

Water Right Number:	41S 13954	2-00 STATE	MENT	OF CLA	MM						
	Version: 2 REEXAMINED										
		Status: A	CTIVE								
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518										
Priority Date:	DECEMBER 31, 1919										
Type of Historical Right: USE											
Purpose(use):	DOMESTIC										
Flow Rate:	15.00 GPM										
Volume:	1.50 AC-FT										
Households:	1										
Source Name:	GROUNDWATER										
Source Type:	GROUNDWATER										
Point of Diversion and Means of Diversion:											
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNW	<u>Sec</u> 1	<u>Twp</u> 16N		<u>County</u> FERGUS					
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31 <b>Diversion Means:</b> WELL											
Period of Use:	JANUARY 1 TO DECEMBER 31										
Place of Use:											
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>					
1		SENWNW	1	16N	16E	FERGUS					

**Remarks:** 

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Water Right Number:	41S 139543-00 STATEMENT OF CLAIM							
	Version:	2 REEXAM						
		Status: A	CTIVE					
Owners:	PO BOX 51	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518						
Priority Date:	APRIL 23,	1982						
Type of Historical Right:	USE							
Purpose(use):	DOMESTIC	)						
Flow Rate:	15.00 GPM							
Volume:	7.00 AC-FT	7.00 AC-FT						
Households:	7							
Source Name:	GROUNDWATER							
Source Type:	GROL	JNDWATER						
Point of Diversion and M	Ieans of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENW		<u>Тwp</u> 16N		<u>County</u> FERGUS		
Period of Diversion	: JANUARY	1 TO DECEME	3ER 31					
<b>Diversion Means:</b>	WELL							
Period of Use:	JANUARY	1 TO DECEME	BER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>		
1		SENENW	18	16N	17E	FERGUS		

**Remarks:** 

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Water Right Number:	41S 139544-00 STATEMENT OF CLAIM							
	Version:	2 REEXAMIN						
		Status: A	CTIVE					
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518							
Priority Date:	DECEMBE	R 31, 1949						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC	,						
Flow Rate:	15.00 GPM							
Volume:	1.50 AC-FT	1.50 AC-FT						
Households:	1							
Maximum Acres:	0.25							
Source Name:	GROUNDV	VATER						
Source Type:	GROL	JNDWATER						
Point of Diversion and M	Aeans of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 9	<u>Тwp</u> 15N		<u>County</u> FERGUS		
Period of Diversion		1 TO DECEMB	ER 31					
<b>Diversion Means:</b>	WELL							
Period of Use:	JANUARY	1 TO DECEMBI	ER 31					
Place of Use:								
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1 0.25		SWNENW	9	15N	19E	FERGUS		
<b>Total:</b> 0.25								

#### Remarks:

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Water Right Number:	Right Number: 41S 139545-00 STATEMENT OF CLAIM							
	Version: 2	REEXAMIN	IED					
	S	Status: A	CTIVE					
Owners:	PO BOX 518	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518						
Priority Date:	AUGUST 23,	1944						
Type of Historical Right:	USE							
Purpose(use):	DOMESTIC							
Flow Rate:	15.00 GPM							
Volume:	7.00 AC-FT	7.00 AC-FT						
Households:	7							
Source Name:	GROUNDWATER							
Source Type:	GROUN	IDWATER						
Point of Diversion and M	Ieans of Divers	sion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENW	<u>Sec</u> 18	<u>Тwp</u> 16N		<u>County</u> FERGUS		
Period of Diversion Diversion Means:	: JANUARY 1 WELL	TO DECEMB	ER 31					
Period of Use:	JANUARY 1	TO DECEMB	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>		
1		SENENW	18	16N	17E	FERGUS		

**Remarks:** 

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Water Right Number:	41S 1395	46-00	STATE	MENT	OF CL	٩IM		
	Version:		EXAMI					
		Status	: A	CTIVE				
Owners:	PO BOX 5	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518						
Priority Date:	DECEMBE	R 31, 1	951					
Type of Historical Right:	USE							
Purpose(use):	IRRIGATIO	N						
Irrigation Type:	SPRINKLE	R						
Flow Rate:	391.00 GP	391.00 GPM						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.							
Climatic Area:	3 - MODEF	RATE						
Maximum Acres:	23.00							
Source Name:	BIG SPRIN	IG CRE	EK					
Source Type:	SURF	FACE W	/ATER					
Point of Diversion and N	leans of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>		<u>Qtr Sec</u> ESESE	<u>Sec</u> 1	<u>Тwp</u> 16N		<u>County</u> FERGUS	
Period of Diversion		OCTO	3ER 31					
Diversion Means:	PUMP	N IV		40	400	405		
2 Period of Diversion Diversion Means:	: MAY 1 TO PUMP		VNENE 3ER 31	12	16N	16E	FERGUS	

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> Point of Diversion and Means of Diversion: **Govt Lot** ID Qtr Sec Twp Rge County Sec 3 NWSENE 12 16N 16E FERGUS Period of Diversion: MAY 1 TO OCTOBER 31 PUMP **Diversion Means:** 16E FERGUS 4 SWSENE 12 16N Period of Diversion: MAY 1 TO OCTOBER 31 **Diversion Means:** PUMP Period of Use: MAY 1 TO OCTOBER 31 Place of Use: ID **Govt Lot** Qtr Sec Twp **Rge** County Acres Sec 1 4.00 S2SESE 1 16N 16E FERGUS 2 5.00 NENE 12 16N 16E FERGUS 13.00 3 S2NE 12 16N 16E FERGUS 4 1.00 NWNESE 12 16N 16E FERGUS 23.00 Total:

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

POINT OF DIVERSION NOS. 2 AND 3 MAY BE INCORRECT. THE LOCATIONS OF THE PUMP(S) CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139546-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right N	Number:	41S 1395	47-00	STATE	MENT	OF CL	AIM	
		Version:		EEXAMI				
			Status	s: A	CTIVE			
Owners:		SPRING C PO BOX 5 LEWISTO	18	-	_	OCIETY		
Priority Date	:	AUGUST 7	', 1891					
Type of Histor	rical Right	: FILED						
Purpose(use)	:	IRRIGATIO	N					
Irriga	tion Type:	FLOOD						
Flow Rate:		1.10 CFS						
*Volume:		THE TOTA AMOUNT F						T SHALL NOT EXCEED THE CIAL USE.
Clir	natic Area	: 3 - MODEF	RATE					
Maximum Ac	cres:	29.00						
Source Name	:	LOUSE CF	REEK					
Source Ty	pe:	SURF	FACE V	VATER				
Point of Dive	rsion and N	Aeans of Div	ersion:					
<u>ID</u> 1		<u>Govt Lot</u>	NW	<u>Qtr Sec</u> SWSW	<u>Sec</u> 14	<u>Тwp</u> 16N		<u>County</u> FERGUS
Period of	f Diversion	: MAY 1 TO	осто	BER 31				
Diversion	n Means:	HEADGAT	ΓE					
Period of Use	:	MAY 1 TO	OCTOE	3ER 31				
Place of Use:								
<u>ID</u>	Acres	Govt Lot		<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	29.00			SW	14	16N	16E	FERGUS

#### Place of Use:

<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
Total:	29.00					

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139548-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	NOVEMBER 14, 1890
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	3.07 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 3 - MODERATE
Maximum Acres:	81.00
Source Name:	LITTLE ROCK CREEK
Source Name: Source Type:	LITTLE ROCK CREEK SURFACE WATER
	SURFACE WATER
Source Type:	SURFACE WATER
Source Type: Point of Diversion and M <u>ID</u> 1	SURFACE WATER         Means of Diversion:         Govt Lot       Qtr Sec         Sec       Twp         Rge       County
Source Type: Point of Diversion and M <u>ID</u> 1	SURFACE WATER         Means of Diversion:         Govt Lot       Qtr Sec         SWSWSW       23         16N       16E         FERGUS
Source Type: Point of Diversion and M <u>ID</u> 1 Period of Diversion	SURFACE WATER Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSW 23 16N 16E FERGUS : MAY 1 TO OCTOBER 31

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	3.00		SWSWSE	14	16N	16E	FERGUS
2	1.00		SESESW	14	16N	16E	FERGUS
3	12.00		W2W2NE	23	16N	16E	FERGUS
4	65.00		W2	23	16N	16E	FERGUS
Total:	81.00						

#### Remarks:

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

139548-00 139549-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13954	49-00	STATE	MENT	OF CLA	١M	
	Version:	3 RE	EXAMIN	IED			
		Status:	A	CTIVE			
Owners:	SPRING C PO BOX 57 LEWISTOW	8			DCIETY		
Priority Date:	AUGUST 1	3, 1891					
Type of Historical Right:	FILED						
Purpose(use):	IRRIGATIO	N					
Irrigation Type:	FLOOD						
Flow Rate:	3.07 CFS						
*Volume:	THE TOTAL AMOUNT F		-	-		-	T SHALL NOT EXCEED THE CIAL USE.
Climatic Area:	3 - MODER	ATE					
Maximum Acres:	81.00						
Source Name:	JUDITH RI	VER					
Source Type:	SURF	ACE W	ATER				
Point of Diversion and N	leans of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	-	<u>Qtr Sec</u> SWSW	<u>Sec</u> 23	<u>Twp</u> 16N		<u>County</u> FERGUS
Period of Diversion Diversion Means:	: MAY 1 TO HEADGAT		BER 31				
Period of Use:	MAY 1 TO	_	ER 31				

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	3.00		SWSWSE	14	16N	16E	FERGUS
2	1.00		SESESW	14	16N	16E	FERGUS
3	12.00		W2W2NE	23	16N	16E	FERGUS
4	65.00		W2	23	16N	16E	FERGUS
Total:	81.00						

#### Remarks:

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

139548-00 139549-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139550-00 STATEMENT OF CLAIM				
	Version: 4 REEXAMINED				
	Status: ACTIVE				
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518				
Priority Date:	MAY 7, 1912				
Type of Historical Right:	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	14.10 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:	372.00				
Source Name:	BIG SPRING CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Aeans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNE2016N17EFERGUS				
	: APRIL 1 TO OCTOBER 31 HEADGATE				
Period of Use:	APRIL 1 TO OCTOBER 31				

Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1	11.00		W2NW	17	16N	17E	FERGUS
2	10.00		NWSW	17	16N	17E	FERGUS
3	94.00		E2	18	16N	17E	FERGUS
4	25.00		N2NW	18	16N	17E	FERGUS
5	150.00			7	16N	17E	FERGUS
6	15.00		W2W2	6	16N	17E	FERGUS
7	36.00		E2E2	1	16N	16E	FERGUS
8	17.00		E2E2	12	16N	16E	FERGUS
9	14.00		E2E2SW	36	17N	16E	FERGUS
Total:	372.00						

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

IMPLIED CLAIM NO. 41S 210649-00 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 1395	51-00 STATE	MENT	OF CL	AIM	
	Version:	3 REEXAMI				
		Status: A	CTIVE			
Owners:	PO BOX 5	REEK HUTTER 18 WN, MT 59457 (	_	OCIETY		
<b>Priority Date:</b>	JUNE 15,	1895				
Type of Historical Righ	t: FILED					
Purpose(use):	IRRIGATIC	N				
Irrigation Type	FLOOD					
Flow Rate:	103.22 GP	Μ				
*Volume:		L VOLUME OF PUT TO HISTOF				T SHALL NOT EXCEED THE CIAL USE.
Climatic Area	a: 3 - MODE	RATE				
Maximum Acres:	6.00					
Source Name:	JUDITH R	VER				
Source Type:	SUR	ACE WATER				
Point of Diversion and	Means of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESWNE	<u>Sec</u> 35	<u>Twp</u> 17N		<u>County</u> FERGUS
Period of Diversion	n: APRIL 1 T	O OCTOBER 31				
<b>Diversion Means:</b>	HEADGA	ΓE				
Period of Use:	APRIL 1 T	O OCTOBER 31				
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1 6.00		NWNE	35	17N	16E	FERGUS

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	6.00					

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-60 , DATED 09/25/1979 , 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

### **IMPORTANT NOTICE**

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

Water Right Numbe	er: 41S 1395	52-00 STATE	MEN	OF CL	AIM	
	Version:	3 REEXAMI				
		Status: A	CTIVE			
Owners:	PO BOX 51	REEK HUTTER 8 VN, MT 59457 (		OCIETY		
<b>Priority Date:</b>	SEPTEMB	ER 19, 1945				
Type of Historical F	Right: USE					
Purpose(use):	IRRIGATIO	N				
Irrigation T	ype: FLOOD					
Flow Rate:	237.86 GPI	N				
*Volume:		VOLUME OF				T SHALL NOT EXCEED THE CIAL USE.
Climatic A	Area: 3 - MODER	ATE				
Maximum Acres:	14.00					
Source Name:	JUDITH RI	/ER				
Source Type:	SURF	ACE WATER				
Point of Diversion a	and Means of Dive	ersion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NESWNE	<u>Sec</u> 35	<u>Тwp</u> 17N		<u>County</u> FERGUS
Period of Dive	rsion: APRIL 1 T	OOCTOBER 31				
<b>Diversion Mea</b>	ns: HEADGAT	E				
Period of Use:	APRIL 1 TO	OCTOBER 31				
Place of Use:						
<u>ID</u> <u>Acre</u>	<u>s</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1 14.00	)	E2NE	35	17N	16E	FERGUS

#### Place of Use:

Ш	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	14.00					

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-60 , DATED 09/25/1979 , 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139553-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	MARCH 3, 1893
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COTTONWOOD CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> E2 32 16N 17E FERGUS
•	n: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			E2	32	16N	17E FERGUS

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139554-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
<b>Priority Date:</b>	FEBRUARY 18, 1903
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF BIG SPRING CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS SPRING COULEE CREEK
Point of Diversion and I	Means of Diversion:
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County
1	E2 29 16N 17E FERGUS
Period of Diversior Diversion Means:	n: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31
I CITOU OI USC.	

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			E2	29	16N	17E FERGUS

#### Remarks:

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

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139555-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	AUGUST 17, 1903
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF BIG SPRING CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS WILLOW COULEE CREEK
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyS2NW2916N17EFERGUS
Period of Diversion	a: OCTOBER 1 TO MAY 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

AUGUST 18, 2022 41S 139555-00 Page 2 of 2

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

<u>ID</u> 2	Govt Lot	<u>Qtr Sec</u> SW	<u>Sec</u> 29	<u>Twp</u> 16N	<u>Rge</u> <u>County</u> 17E FERGUS	
Period of Diversion	: OCTOBER 1 TO	MAY 31				
<b>Diversion Means:</b>	LIVESTOCK DIR	LIVESTOCK DIRECT FROM SOURCE				
3		NE	19	16N	17E FERGUS	
Period of Diversion: OCTOBER 1 TO MAY 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
Period of Use:	OCTOBER 1 TO	MAY 31				

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			S2NW	29	16N	17E	FERGUS
2			SW	29	16N	17E	FERGUS
3			NE	19	16N	17E	FERGUS

#### Remarks:

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

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

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

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Water Right Number:	41S 139556-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	DECEMBER 21, 1899
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF BIG SPRING CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS BLUE JOINT COULEE
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u> W2 3 16N 17E FERGUS
' Period of Diversion	: JANUARY 1 TO DECEMBER 31
Diversion Means:	

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

<u>ID</u> 2	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u> 4	<u>Тwp</u> 16N	<u>Rge</u> <u>County</u> 17E FERGUS
Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31		
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRO	M SO	URCE	
3			5	16N	17E FERGUS
Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31		
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRO	M SO	URCE	
4			6	16N	17E FERGUS
Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31		
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRO	M SO	URCE	
5		S2S2S2	32	17N	17E FERGUS
Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31		
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRO	M SO	URCE	
Period of Use:	JANUARY 1 TO	DECEMBE	ER 31		

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			W2	3	16N	17E FERGUS
2				4	16N	17E FERGUS
3				5	16N	17E FERGUS
4				6	16N	17E FERGUS
5			S2S2S2	32	17N	17E FERGUS

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139556-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13955	57-00 STA	TEMEN	F OF CL	AIM	
	Version:	2 REEXA	MINED			
		Status:	ACTIVE	E		
Owners:	PO BOX 51	REEK HUTTE 8 VN, MT 5945		OCIETY	,	
<b>Priority Date:</b>	FEBRUAR	Y 17, 1897				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STOCK I STEM. THE F	DRINKIN LOW R	IG DIRE ATE IS I	CTLY	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCK WA	ATERING PU NIT. ANIMAL	RPOSE: UNITS S	S AT TH SHALL E	IE RAT BE BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED	TRIBUTAR	Y OF BIO	S SPRIN	IG CRI	EEK
Source Type:	SURF	ACE WATEF	र			
Point of Diversion and I	Means of Dive	ersion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Se</u>	_	Twp		County
		N	-	16N	17E	FERGUS
Period of Diversion		1 TO MAY 3 K DIRECT FI				
Diversion Means: 2	LIVESIOC		30 SC	16N	170	FERGUS
Period of Diversion				ION	1/ ⊑	FERGUS
Diversion Means:		K DIRECT FI		URCE		

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Point	Point of Diversion and Means of Diversion:						
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
3				19	16N	17E	FERGUS
F	Period of Diversion: OCTOBER 1 TO MAY 31						
Ι	Diversion Means:	LIVESTOCK DIR	ECT FRO	M SO	URCE		
4			SE	18	16N	17E	FERGUS
I	Period of Diversion:	OCTOBER 1 TO	MAY 31				
Ι	Diversion Means:	LIVESTOCK DIR	ECT FRO	M SO	URCE		
Perio	d of Use:	OCTOBER 1 TO I	MAY 31				
Place	of Use:						
Ш	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1			NE	31	16N	17E	FERGUS
2				30	16N	17E	FERGUS
3				19	16N	17E	FERGUS

#### **Remarks:**

4

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

16N

17E FERGUS

SE 18

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

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

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Water Right Number:	41S 139558-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	FEBRUARY 17, 1897
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	HENNEY COULEE
Source Type:	SURFACE WATER
*Source Name:	UNNAMED TRIBUTARY OF BIG SPRING CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS HENNEY COULEE

Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp		<u>County</u>
1		NW	10	16N	17E	FERGUS
*Source Name:	UNNAMED TRIB	UTARY O	F BIG	SPRIN	G CRE	EK
Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRO	M SO	URCE		
2			9	16N	17E	FERGUS
*Source Name:	UNNAMED TRIB	UTARY O	F BIG	SPRIN	G CRE	EK
Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRO	M SO	URCE		
3			8	16N	17E	FERGUS
*Source Name:	UNNAMED TRIB	UTARY O	F BIG	SPRIN	G CRE	EK
Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRO	M SO	URCE		
4			17	16N	17E	FERGUS
*Source Name:	HENNEY COULE	ΞE				
Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRO	M SO	URCE		
Period of Use:	JANUARY 1 TO I	DECEMBE	ER 31			

Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NW	10	16N	17E FERGUS
2				9	16N	17E FERGUS
3				8	16N	17E FERGUS
4				17	16N	17E FERGUS

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Water Right Number:	41S 139559-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	MAY 10, 1967
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	150.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County SESENW 18 16N 17E FERGUS
-	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	SESENW 18 16N 17E FERGUS

#### Remarks:

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139560-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518							
Priority Date:	DECEMBER 31, 1947							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
Flow Rate:	3.00 GPM							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and I	Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNW1716N17EFERGUS							
Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>							
1	NESWNW 17 16N 17E FERGUS							

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139561-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518					
Priority Date:	DECEMBER 31, 1952					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF JUDITH RIVER					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESW2316N16EFERGUS					
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 18, 2022 41S 139561-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County NWSESW 23 16N 16E FERGUS **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 NWSESW 23 16N 16E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13956	2-00	STATE	MENT	OF CL/	٩IM				
	Version:	2 RE		NED						
		Status	: A	CTIVE						
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518									
<b>Priority Date:</b>	JULY 12, 18	JULY 12, 1889								
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:	LOUSE CR	EEK								
Source Type:	SURF	ACE W	/ATER							
Point of Diversion and I	Means of Dive	rsion:								
<u>ID</u> 1	Govt Lot		Qtr Sec	Sec	Twp	Rge	<u>County</u>			
1			NE	22	16N	16E	FERGUS			
Period of Diversion	: JANUARY	1 TO D	ECEMB	ER 31						
<b>Diversion Means:</b>	LIVESTOC	k dire	CT FRC	M SO	URCE					
2			SESE	15	16N	16E	FERGUS			
Period of Diversion	: JANUARY	1 TO D	ECEMB	ER 31						
<b>Diversion Means:</b>	LIVESTOC	k dire	CT FRC	M SO	URCE					

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Point of Diversion and Means of Diversion:											
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>				
3			SW	14	16N	16E	FERGUS				
Period of Diversion: JANUARY 1 TO DECEMBER 31											
Diversion Means: LIVESTOCK DIRECT FROM SOURCE											
Period of U	Period of Use: JANUARY 1 TO DECEMBER 31										
Place of U	se:										
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>				
1			SESE	15	16N	16E	FERGUS				
2			SW	14	16N	16E	FERGUS				
3			NE	22	16N	16E	FERGUS				

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13956	3-00 STATI	EMENT	OF CL/	٩IM					
	Version:	2 REEXAM	INED							
		Status: A	ACTIVE							
Owners:	PO BOX 518	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518								
<b>Priority Date:</b>	AUGUST 29	AUGUST 29, 1889								
Type of Historical Right	: USE									
Purpose(use):	STOCK									
*Flow Rate:	CONSISTS O	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.								
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.									
Source Name:	JUDITH RIV	ER								
Source Type:	SURFA	ACE WATER								
Point of Diversion and	Means of Diver	rsion:								
<u>ID</u> 1	Govt Lot	Qtr Sec		Twp		County				
•		NW	•	16N	16E	FERGUS				
Period of Diversion										
<b>Diversion Means:</b>	LIVESTOC	CORECT FR								
2		E2		17N	16E	FERGUS				
Period of Diversion										
<b>Diversion Means:</b>	LIVESTOCH	CORECT FR	OM SO	URCE						

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Point of Diversion and Means of Diversion:											
ID		Govt Lot	<u>Qtr Sec</u>	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u>		<u>Rge</u> <u>County</u>					
3			E2SW	35	17N	16E FERGUS					
Period of Diversion: JANUARY 1 TO DECEMBER 31											
Diversion Means: LIVESTOCK DIRECT FROM SOURCE											
Period of V	Period of Use: JANUARY 1 TO DECEMBER 31										
Place of U	se:										
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>					
1			NW	1	16N	16E FERGUS					
2			E2	35	17N	16E FERGUS					
3			E2SW	35	17N	16E FERGUS					

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 1395	64-00	STATE	MENT	OF CL	AIM					
	Version:	2 R	EEXAMI	NED							
		Statu	s: A	CTIVE							
Owners:	PO BOX 5	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518									
Priority Date:	JULY 12, <sup>2</sup>	JULY 12, 1889									
Type of Historical Right	: USE										
Purpose(use):	STOCK										
*Flow Rate:	CONSISTS DITCH SY	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.									
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.										
Source Name:	UNNAMEI	) TRIB	UTARY	OF JUE	DITH RI	VER					
Source Type:	SUR	FACE V	VATER								
Point of Diversion and M	Aeans of Div	version:									
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	Rge	County				
1			NENE	23	16N	16E	FERGUS				
Period of Diversion	: JANUARY	′ 1 TO I	DECEMB	ER 31							
<b>Diversion Means:</b>	LIVESTO	CK DIR	ECT FRC	OM SO	URCE						
2		E	2SW SE	14	16N	16E	FERGUS				
Period of Diversion	: JANUARY	/ 1 TO I	DECEMB	ER 31							
<b>Diversion Means:</b>	LIVESTO	CK DIR	ECT FRC	M SO	URCE						

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			NENE	23	16N	16E	FERGUS
2			E2SWSE	14	16N	16E	FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 1395	65-00	STATE	MENT	OF CL/	۹IM					
	Version:	2 R	EEXAMI	NED							
		Statu	s: A	CTIVE							
Owners:	PO BOX 5	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518									
Priority Date:	DECEMB	DECEMBER 1, 1897									
Type of Historical Right	Type of Historical Right: USE										
Purpose(use):	STOCK										
*Flow Rate:	CONSISTS DITCH SY	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.									
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.										
Source Name:	UNNAME	) TRIB	UTARY (	OF BIG	SPRIN	G CRI	EEK				
Source Type:	SUR	FACE \	NATER								
Point of Diversion and N	Aeans of Div	ersion:									
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>	Sec	Twp		County				
-				13	16N	16E	FERGUS				
Period of Diversion											
Diversion Means:	LIVESTO	JK DIR				405	55000				
2	007005		SE	12	16N	16E	FERGUS				
Period of Diversion Diversion Means:	LIVESTO			M SO	URCE						

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Period of Use: OCTOBER 1 TO MAY 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1				13	16N	16E	FERGUS
2			SE	12	16N	16E	FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13956	6-00	STATE	MENT	OF CL/	۹IM				
	Version:	2 RE	EXAMIN	NED						
		Status:	A	CTIVE						
Owners:	PO BOX 51	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518								
<b>Priority Date:</b>	JULY 12, 18	JULY 12, 1889								
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:	JUDITH RIV	/ER								
Source Type:	SURF	ACE W	ATER							
Point of Diversion and I	Means of Dive	rsion:								
<u>ID</u> 1	Govt Lot	<u>(</u>	<u> 2tr Sec</u>	Sec	Twp		<u>County</u>			
1			W2	23	16N	16E	FERGUS			
Period of Diversion										
<b>Diversion Means:</b>	LIVESTOC	K DIRE								
2			S2	14	16N	16E	FERGUS			
Period of Diversion		-	-	-						
<b>Diversion Means:</b>	LIVESTOC	K DIRE	CT FRC	M SO	URCE					

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			W2	23	16N	16E	FERGUS
2			S2	14	16N	16E	FERGUS

#### **Remarks:**

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139567-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518			
Priority Date:	DECEMBER 31, 1951			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF JUDITH RIVER			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESESW 23 16N 16E FERGUS			
-	n: JANUARY 1 TO DECEMBER 31			
Diversion Means:				
Period of Use:	JANUARY 1 TO DECEMBER 31			

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			NESESW	23	16N	16E	FERGUS
2			SWSENW	23	16N	16E	FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139568-00 STATEMENT OF CLAIM						
	Version:	2 RE		NED			
		Status	: A	CTIVE			
Owners:	PO BOX 5	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518					
Priority Date:	AUGUST 2	29, 1889	)				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SY	S OF ST STEM.	OCK DR	NKIN DW RA	G DIRE	CTLY .IMITE	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAME	) TRIBI	JTARY (	OF JUE	DITH RI	/ER	
Source Type:	SUR	FACE W	/ATER				
Point of Diversion and I	Means of Div	ersion:					
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			NENE	2	16N	16E	FERGUS
Period of Diversion	: JANUARY	′ 1 TO D	ECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTO	CK DIRE	ECT FRC	M SO	JRCE		
2		NW	NWNW	1	16N	16E	FERGUS
Period of Diversion							
<b>Diversion Means:</b>	LIVESTO	CK DIRE	ECT FRC	M SO	JRCE		

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Point of Diversion and Means of Diversion:							
<u>ID</u>	ID		<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
3			S2S2	35	17N	16E	FERGUS
Perio	Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diver	sion Means:	LIVESTOCK	DIRECT FRO	M SO	URCE		
Period of V	Period of Use: JANUARY 1 TO DECEMBER 31						
Place of U	se:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1			NENE	2	16N	16E	FERGUS
2			NWNWNW	1	16N	16E	FERGUS
3			S2S2	35	17N	16E	FERGUS

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 1395	69-00	STATE	MENT	OF CL	AIM	
	Version:	2 RE	EXAMI	NED			
		Status	: A(	CTIVE			
Owners:	SPRING C PO BOX 57 LEWISTOW	18			OCIETY		
Priority Date:	DECEMBE	R 21, 1	899				
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	OF ST STEM.	ock dr The Flo	NKIN W RA	G DIRE	CTLY _IMITE	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	UNNAMED	TRIBL	JTARY (	OF BIG	SPRIN	IG CRI	EEK
Source Type:	SURF	ACE W	ATER				
*Point of Diversion and N	Aeans of Dive	ersion:					
<u>ID</u> 1	Govt Lot		Qtr Sec				County
-			S2	32	17N	17E	FERGUS
Period of Diversion							
<b>Diversion Means:</b>	LIVESTOC	K DIRE					
2			S2	31	17N	17E	FERGUS
Period of Diversion							
<b>Diversion Means:</b>	LIVESTOC	K DIRE	CTFRC	M SO	URCE		

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Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			S2	32	17N	17E	FERGUS
2			S2	31	17N	17E	FERGUS

#### **Remarks:**

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

IMPLIED CLAIM NO. 41S 214794-00 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139570-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518				
Priority Date:	DECEMBER 31, 1943				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	BOYD CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
Ш	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>				
1	SENWSW 3 15N 19E FERGUS				
	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec **Rge** County Twp 19E FERGUS SENWSW 3 15N **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Twp Rge County Qtr Sec Sec 1 E2NWSW 3 15N 19E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139571-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518				
Priority Date:	DECEMBER 31, 1942				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF BOYD CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENE 10 15N 19E FERGUS				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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Reservoir	·: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> NWNENE	<u>Sec</u> 10	<u>Twp</u> 15N	<u>Rge</u> <u>County</u> 19E FERGUS	
Divers	sion to Re	servoir: D	DIVERSION # 1				
Period of Use:		JANUARY '	1 TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			NWNENE	10	15N	19E FERGUS	

### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139572-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518				
Priority Date:	DECEMBER 31, 1942				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF BOYD CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENW 9 15N 19E FERGUS				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 18, 2022 41S 139572-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec **Rge** County Twp NWNENW 19E FERGUS 9 15N **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 NWNENW 9 15N 19E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139573-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518				
Priority Date:	DECEMBER 31, 1942				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	BOYD CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
-	NWSWNE 3 15N 19E FERGUS				
	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 18, 2022 41S 139573-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec **Rge** County Twp 19E FERGUS NWSWNE 3 15N **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 NWSWNE 3 15N 19E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139574-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	DECEMBER 31, 1942
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	BOYD CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENENW 9 15N 19E FERGUS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 18, 2022 41S 139574-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec **Rge** County Twp SENENW 19E FERGUS 9 15N **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 SENENW 9 15N 19E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139575-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518				
Priority Date:	DECEMBER 31, 1943				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF RUBY GULCH				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWSE3416N19EFERGUS				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County 19E FERGUS SWSWSE 34 16N **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 SWSWSE 34 16N 19E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 1395	76-00	STATE	MENT	OF CLA	١M	
	Version:	2 RE	EEXAMI	NED			
		Status	: A	CTIVE			
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518						
<b>Priority Date:</b>	OCTOBER 22, 1889						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	S OF ST STEM.	OCK DR	RINKIN DW RA	G DIRE	CTLY .IMITE	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	BLIND BR	EED CF	REEK				
Source Type:	SUR	FACE V	ATER				
Point of Diversion and I	Means of Div	ersion:					
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>		<u>Twp</u>		County
			E2SW	33	16N	19E	FERGUS
Period of Diversion		-	-	-			
Diversion Means: 2	LIVESTOC				15N	105	FERGUS
∠ Period of Diversion				4 ED 21	NICT	195	FERGUS
Diversion Means:					JRCE		

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Point of Diversion and Means of Diversion:							
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
3			W2NENE	9	15N	19E	FERGUS
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Divers	ion Means:	LIVESTOCK	DIRECT FRO	M SO	URCE		
Period of U	se:	JANUARY 1 1	TO DECEMBE	ER 31			
Place of Us	e:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1			E2SW	33	16N	19E	FERGUS
2				4	15N	19E	FERGUS
3			W2NENE	9	15N	19E	FERGUS

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139577-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518			
Priority Date:	DECEMBER 31, 1946			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF WARM SPRING CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNW2917N17EFERGUS			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u> N	<u>Qtr Sec</u> ENWNW	<u>Sec</u> 29	<u>Тwp</u> 17N		<u>County</u> FERGUS
Diversion to Re	eservoir: DIVER	SION # 1				
Dam Height:	12.00	FEET				
Depth:	9.00	) FEET				
Surface Area:	1.41	ACRES	6			
Capacity:	5.08	ACRE-	FEET			
	SEE THE RESER RESERVOIR DA		ORKS	HEETI	N THE	CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1 TO [	DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		N2NW	29	17N	17E	FERGUS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

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

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

## **IMPORTANT NOTICE**

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Water Right Number:	41S 139578-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	DECEMBER 31, 1947
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF BIG SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u> NENENE 31 17N 17E FERGUS
	I JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139579-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518				
Priority Date:	DECEMBER 31, 1946				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF WARM SPRING CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNW2817N17EFERGUS				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				

*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NWNWNW	<u>Sec</u> 28	<u>Twp</u> 17N		<u>County</u> FERGUS
Diversion to Re	servoir: DI	VERSION # 1				
Dam Height:	1	3.00 FEET				
Depth:	1	0.00 FEET				
Surface Area:		1.59 ACRES	5			
Capacity:		6.36 ACRE-I	FEET			
	SEE THE RE RESERVOIR		ORKS	HEETIN	N THE	CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		NWNWNW	28	17N	17E	FERGUS
THE DNRC EXAMI ISSUES TO REPOR				UND N	IO SIC	GNIFICANT FACTS, DATA, OR

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

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

## **IMPORTANT NOTICE**

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Water Right Number:	41S 139580-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WARM SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNE2817N17EFERGUS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County SESWNE 28 17N 17E FERGUS **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 SESWNE 28 17N 17E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

## **IMPORTANT NOTICE**

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Water Right Number:	41S 139581-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	DECEMBER 31, 1947
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WARM SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 27 17N 17E FERGUS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec **Rge** County Twp NWNWSW 27 17N 17E FERGUS **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Twp Rge County Qtr Sec Sec 1 NWNWSW 27 17N 17E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139582-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518
Priority Date:	DECEMBER 31, 1942
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	RUBY GULCH
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWNE 34 16N 19E FERGUS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County 19E FERGUS SENWNE 34 16N **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 SENWNE 34 16N 19E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139583-00	STATEME	NT OF CL	AIM	
	Version: 2 RE	EXAMINED	)		
	Status:	ACTI	/E		
Owners:	SPRING CREEK H PO BOX 518 LEWISTOWN, MT				
Priority Date:	DECEMBER 31, 19	956			
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	15.00 GPM				
*Volume:	STOCK WATERIN ANIMAL UNIT. ANI	G PURPOS MAL UNITS	ES AT TH SHALL B	E RATI E BAS	TER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER ED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1		<u>Qtr Sec</u> <u>Se</u> NESW 3	<u>c Twp</u> 3 15N		<u>County</u> FERGUS
Period of Diversion Diversion Means:	: JANUARY 1 TO D WELL	ECEMBER	31		
Period of Use:	JANUARY 1 TO DE	ECEMBER	31		
Place of Use:					
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> <u>Se</u>	<u>c Twp</u>	<u>Rge</u>	County
1	NW	NESW	3 15N	19E	FERGUS

#### Remarks:

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139584-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518				
Priority Date:	DECEMBER 20, 1957				
Type of Historical Right	FILED				
Purpose(use):	STOCK				
Flow Rate:	15.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and	leans of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
-	SENWNE 3 15N 19E FERGUS JANUARY 1 TO DECEMBER 31				
Diversion Means:	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>				
1	SENWNE 3 15N 19E FERGUS				

#### Remarks:

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

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

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

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

## **IMPORTANT NOTICE**

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

Water Right Number:	41S 139585-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518				
Priority Date:	DECEMBER 31, 1942				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF BOYD CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNESE 3 15N 19E FERGUS				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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Reservoir	· ONS	TREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESE	<u>Sec</u> 3	<u>Twp</u> 15N	<u>Rge</u> <u>County</u> 19E FERGUS	
Divers	sion to Re	servoir: D	IVERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u> <u>A</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			SWNESE	3	15N	19E FERGUS	

# Remarks:

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

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

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

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

## **IMPORTANT NOTICE**

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Water Right Number:	41S 139586-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518			
Priority Date:	JANUARY 19, 1911			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF JUDITH RIVER			
Source Type:	SURFACE WATER			
Point of Diversion and	Means of Diversion:			
<u>ID</u> 1	$\frac{\text{Govt Lot}}{\text{Over Sec}} \qquad \frac{\text{Qtr Sec}}{\text{Over Sec}}  \frac{\text{Twp}}{\text{A7N}}  \frac{\text{Rge}}{\text{A7N}}  \frac{\text{County}}{\text{County}}$			
•	SWSW 26 17N 16E FERGUS n: JANUARY 1 TO DECEMBER 31			
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE			
Period of Use:	JANUARY 1 TO DECEMBER 31			

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			SWSW	26	17N	16E FERGUS

#### **Remarks:**

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

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

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

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

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Water Right Number:	41S 139587-00 STATEMENT OF CLAIM						
	Version: 3 REEXAMINED						
	Status: ACTIVE						
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518						
Priority Date:	MAY 31, 1960						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	15.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNE 3 15N 19E FERGUS						
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 Sec Twp Rge County</u>						
1	SWNWNE 3 15N 17E FERGUS						

#### **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.

ON 02/05/2010 THE MONTANA DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FILED A MEMORANDUM STATING THAT THERE APPEARS TO BE AN ERROR IN THE PLACE OF USE LEGAL DESCRIPTION, THAT THE RANGE SHOULD BE 19E RATHER THAN 17E. THIS WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

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

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

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Water Right Number:	41S 139588-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	SPRING CREEK HUTTERIAN SOCIETY PO BOX 518 LEWISTOWN, MT 59457 0518						
Priority Date:	MAY 31, 1963						
Type of Historical Right	t: FILED						
Purpose(use):	STOCK						
Flow Rate:	25.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and 1	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSE3416N19EFERGUS						
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 Sec Twp Rge County</u>						
1	SENWSE 34 16N 19E FERGUS						

#### Remarks:

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

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

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

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

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Water Right Number:	41S 139589-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	RAYMOND MARR 518 W SHIELDS LEWISTOWN, MT 59457
Priority Date:	MARCH 31, 1951
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MILL CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENW1514N18EFERGUS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County NWNENW 15 14N 18E FERGUS **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 1** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 NWNENW 15 14N 18E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

## **IMPORTANT NOTICE**

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Water Right Number:	41S 139590-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	THREE MILE LLC 1303 CHERRY DR BOZEMAN, MT 59715
Priority Date:	OCTOBER 8, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF THREEMILE COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESE2620N17EFERGUS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

*Reservoii	·: ON	STREAM						
		<u>Govt Lot</u>		<u>Qtr Sec</u> NSESE	<u>Sec</u> 26	<u>Twp</u> 20N		<u>County</u> FERGUS
Divers	sion to R	eservoir:	DIVERS	SION # 1				
Dam l	Height:		11.00	FEET				
Depth	:		8.00	FEET				
Surfa	ce Area:		2.82	ACRES	6			
Capac	city:		9.02	ACRE-	FEET			
		THE CAP. BEEN ES	,		,	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:		JANUAR	′ 1 TO D	ECEMBE	ER 31			
Place of Use:								
<u>ID</u>	Acres	Govt Lot		<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			W	2SESE	26	20N	17E	FERGUS

#### **Remarks:**

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139590-00 Page 3 of 3

## **IMPORTANT NOTICE**

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

Water Right Number:	41S 139591-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BOKMA GRAIN INC 4770 S COFFEE CREEK RD DENTON, MT 59430 9440
Priority Date:	DECEMBER 31, 1907
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOLF CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNESE 32 18N 13E FERGUS
-	n: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

AUGUST 18, 2022 41S 139591-00 Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			SWNESE	32	18N	13E FERGUS

#### 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.

139591-00 139592-00

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

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

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	41S 13959	92-00 STA	TEMENT	OF CL	AIM			
	Version:	2 REEXAN						
		Status:	ACTIVE					
Owners:	BOKMA GRAIN INC 4770 S COFFEE CREEK RD DENTON, MT 59430 9440							
Priority Date:	DECEMBE	R 31, 1907						
Type of Historical Right	:USE							
Purpose(use):	DOMESTIC	)						
Flow Rate:	20.00 GPM	l						
Volume:	7.00 AC-FT							
Households:	2							
Maximum Acres:	3.00							
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOLF CREEK							
Source Type:	GROUNDWATER							
Point of Diversion and I	Means of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Se</u> SWNES		<u>Twp</u> 18N	<u>Rge</u> <u>County</u> 13E FERGUS			
Period of Diversion			/IBER 31					
<b>Diversion Means:</b>	FLOWING							
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Se</u>	<u>ec</u> <u>Sec</u>	Twp	Rge County			
1 3.00		SESEN	E 32	18N	13E FERGUS			
<b>Total:</b> 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.

139591-00 139592-00

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

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

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

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

# PRELIMINARY DECREE JUDITH RIVER **BASIN 41S ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139593-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	REBECCA S JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095
	MELVILLE J JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095
<b>Priority Date:</b>	DECEMBER 31, 1952
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF BOYD CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County
1	NWNESW 15 15N 19E FERGUS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

**ONSTREAM Reservoir:** T<u>wp</u> **Rge** County **Govt Lot** Qtr Sec Sec NWNESW 19E FERGUS 15 15N **DIVERSION #1 Diversion to Reservoir:** Period of Use: JANUARY 1 TO DECEMBER 31 Place of Use: ID Acres Rge County Govt Lot <u>Qtr Sec</u> Twp Sec 1 NWNESW 15 15N 19E FERGUS 2..... THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139594-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MELVILLE J JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095
	REBECCA S JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	PIKE 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	NENENW 14 15N 19E FERGUS
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

Res	ervoir:	ONSTREAM					
		Govt Lot	<u>Qtr Sec</u> NENENW	<u>Sec</u> 14	<u>Twp</u> 15N	<u>Rge</u> <u>County</u> 19E FERGUS	
]	Diversion	to Reservoir:	DIVERSION # 1				
Period of	Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of U	J <b>se:</b>						
Ш	Acre	<u>s</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			NENENW	14	15N	19E FERGUS	

#### Remarks:

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

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

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

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

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

Water Right Number:	41S 139595-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MELVILLE J JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095				
	REBECCA S JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095				
Priority Date:	DECEMBER 31, 1917				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	PIKE CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>				
•	SENENW 14 15N 19E FERGUS I: JANUARY 1 TO DECEMBER 31				
Tenou of Diversion. SANGART TTO DECEMBER 31					

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

Reserv	oir:	ONSTREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SENENW	<u>Sec</u> 14	<u>Twp</u> 15N	<u>Rge</u> <u>County</u> 19E FERGUS	
Div	ersion	to Reservoir:	DIVERSION # 1				
Period of Use	:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:							
ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County	
1			SENENW	14	15N	19E FERGUS	

#### Remarks:

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

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

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Water Right Number:	41S 139596-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	REBECCA S JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095
	MELVILLE J JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095
Priority Date:	APRIL 29, 1886
Type of Historical Right	:: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF BOYD CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> 11 15N 19E FERGUS
·	I JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE

AUGUST 18, 2022 41S 139596-00 Page 2 of 2

Point of Diversion and Means of Diversion:							
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
2				10	15N	19E FERGUS	
Period o	of Diversion	: JANUARY 1	TO DECEMB	ER 31			
Diversio	on Means:	LIVESTOCK I	DIRECT FRO	M SO	URCE		
Period of Use	e:	JANUARY 1 T	O DECEMBE	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1				11	15N	19E FERGUS	
2				10	15N	19E FERGUS	

#### Remarks:

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

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

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

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#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139597-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MELVILLE J JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095
	REBECCA S JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095
Priority Date:	APRIL 30, 1886
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	25.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF BOYD CREEK, EAST FORK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
·	SWSWNE 11 15N 19E FERGUS : JANUARY 1 TO DECEMBER 31
Diversion Means:	PUMP
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1			SWSWNE	11	15N	19E FERGUS

#### Remarks:

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

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

THE CLAIMED FLOW RATE MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THIS CLAIM INDICATES A FLOW RATE OF 2 GPM.

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139598-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MELVILLE J JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095				
	REBECCA S JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095				
Priority Date:	DECEMBER 31, 1955				
Type of Historical Right	I: FILED				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	PIKE 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	SWSWNW 14 15N 19E FERGUS				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

Reserve	oir:	ONSTREAM					
		Govt Lot	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 14	<u>Twp</u> 15N	<u>Rge</u> <u>County</u> 19E FERGUS	
Dive	ersion (	to Reservoir:	DIVERSION # 1				
Period of Use	:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			SWSWNW	14	15N	19E FERGUS	

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139599	9-00 STATE	MENT	OF CLA	AIM		
	Version:	2 REEXAMI	NED				
		Status: A	CTIVE				
Owners:	FERGUS COUNTY SCHOOL DIST #84 DENTON PUBLIC SCHOOLS PO BOX 1048 DENTON, MT 59430						
Priority Date:	APRIL 30, 1	982					
Type of Historical Right:	FILED						
Purpose(use):	IRRIGATION	l					
Irrigation Type:	SPRINKLER	ł					
Flow Rate:	30.00 GPM						
Volume:	6.02 AC-FT						
Climatic Area:	3 - MODERA	ATE					
Maximum Acres:	1.92						
Source Name:	GROUNDW	ATER					
Source Type:	GROU	NDWATER					
Point of Diversion and M	leans of Diver	sion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESESE	<u>Sec</u> 16	<u>Тwp</u> 18N	Rge County 14E FERGUS		
Period of Diversion	: APRIL 1 TO	NOVEMBER	1				
<b>Diversion Means:</b>	WELL						
Period of Use:	APRIL 1 TO	NOVEMBER 2	l				
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>		
1 1.92		SESESE	16	18N	14E FERGUS		

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	1.92					

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 AND WATER RIGHT NO. 41S 44519-00 APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE PRIORITY DATE MAY BE QUESTIONABLE. NO DOCUMENTATION AS REQUIRED BY THE 1961 GROUNDWATER CODE WAS SUBMITTED TO SUPPORT THIS CLAIM.

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

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

**Diversion Means:** 

## PRELIMINARY DECREE JUDITH RIVER BASIN 41S ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139600-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	OMIE DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457				
	DONALD O DANELL 1012 MAIDEN RD LEWISTOWN, MT 59457				
Priority Date:	DECEMBER 31, 1949				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF ANDERSON COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
-	SENWSE 1 20N 17E FERGUS I: JANUARY 1 TO DECEMBER 31				

LIVESTOCK DIRECT FROM SOURCE

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

Reserv	oir:	ONSTREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSE	<u>Sec</u> 1	<u>Twp</u> 20N	<u>Rge</u> 17E	<u>County</u> FERGUS
Div	ersion	to Reservoir:	DIVERSION # 1				
Period of Use	e:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:							
ID	Acre	s <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			SENWSE	1	20N	17E	FERGUS
=			OF THIS CLAI		)UND I	NO SIG	GNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139601-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	PARADISE POINT LLC 8220 GAGE BLVD #190 KENNEWICK, WA 99336				
Priority Date:	DECEMBER 31, 1949				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SALT CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNE720N18EFERGUS				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**Reservoir: ONSTREAM** Qtr Sec Sec **Govt Lot Rge** County Twp 18E FERGUS NESWNE 7 20N **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 NESWNE 7 20N 18E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139602-00 STATEMENT OF CLAIM Version: 3 REEXAMINED Status: ACTIVE
Owners:	SHERI L DERKS PO BOX 1045 DENTON, MT 59430 1045
	THOMAS, KAREN L LIVING TRUST DATED 01-11-2006 % TRUSTEES 243 SPRINGDALE LN HOBSON, MT 59452
	THOMAS PROPERTY AND INVESTMENTS LLC 3113 CACTUS DR BILLINGS, MT 59102 0805 TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.
Priority Date:	OCTOBER 20, 1885
Type of Historical Right	DECREED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	6.25 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area:	: 3 - MODERATE
Maximum Acres:	94.00
Source Name: Source Type:	JUDITH RIVER SURFACE WATER

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Point of Diversion and Means of Diversion:									
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>		
1			SWNW	13	14N	13E	JUDITH BASIN		
Period of Diversion: APRIL 1 TO SEPTEMBER 30									
Diversion Means: HEADGATE									
Period of Use: APRIL 1 TO SEPTEMBER 30									
Place of l	Use:								
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>		
1	34.00		SENW	11	14N	14E	JUDITH BASIN		
2	25.00		S2NE	11	14N	14E	JUDITH BASIN		
3	35.00		NW	12	14N	14E	JUDITH BASIN		
Total:	94.00								

#### 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.

135253-00 139602-00 139603-00 210638-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

IMPLIED CLAIM NO. 41S 210638-00 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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 250 MINER'S INCHES DECREED IN CASE NO. 982, FERGUS COUNTY. 41S 10510-00, 41S 126830-00, 41S 139602-00.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 19.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-110 , DATED 09/17/1979 , APPEARS TO INDICATE 78.60 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE POINT OF DIVERSION IS NOT STANDARDIZED. THE ACKLEY LAKE SUPPLY CANAL DIVERSION IS LOCATED IN THE NWSWNW SEC 13 TWP 14N RGE 13E JUDITH BASIN COUNTY.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139603-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	THOMAS, KAREN L LIVING TRUST DATED 01-11-2006 % TRUSTEES 243 SPRINGDALE LN HOBSON, MT 59452
	SHERI L DERKS PO BOX 1045 DENTON, MT 59430 1045
*Priority Date:	APRIL 1, 1882
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	185.00 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 3 - MODERATE
Maximum Acres:	19.00
Source Name: Source Type:	UNNAMED TRIBUTARY OF JUDITH RIVER SURFACE WATER SPRING HYDROLOGICALLY RELATED TO SOURCE
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNE 11 14N 14E JUDITH BASIN
•	: APRIL 1 TO SEPTEMBER 30 HEADGATE

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Period of Use: APRIL 1 TO SEPTEMBER 30

#### Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	13.00		SENE	11	14N	14E	JUDITH BASIN
2	6.00		E2SWNE	11	14N	14E	JUDITH BASIN
Total:	19.00						

#### 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.

135253-00 139602-00 139603-00 210638-00

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 09/11/1995.

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-110 , DATED 09/17/1979 , APPEARS TO INDICATE 8.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139603-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139604-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	THOMAS PROPERTY AND INVESTMENTS LLC 3113 CACTUS DR BILLINGS, MT 59102 0805				
	THOMAS, KAREN L LIVING TRUST DATED 01-11-2006 % TRUSTEES 243 SPRINGDALE LN HOBSON, MT 59452				
*Priority Date:	APRIL 1, 1882				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF JUDITH RIVER				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNE 11 14N 14E JUDITH BASIN				
-	: JANUARY 1 TO DECEMBER 31				
Diversion Means:	FLOWING				

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Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NENE	11	14N	14E JUDITH BASIN
2			NWNE	11	14N	14E JUDITH BASIN
3			SWNE	11	14N	14E JUDITH BASIN

#### 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.

139604-00 139605-00

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 09/11/1985.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 POINT OF DIVERSION MAY BE INCORRECT. THE SAME SPRING IS CLAIMED FOR THIS RIGHT AND 41S 139604-00 (FOR DOMESTIC USE). A MASTER'S REPORT, FILED 04/24/2006, INVOLVING 41S 139604-00 CLARIFIES THE DIVERSION IS ACTUALLY IN THE NWSENE SEC 11 TWP 14N RGE 14E JUDITH BASIN CO. IT APPEARS THIS CLAIM'S POINT OF DIVERSION SHOULD MATCH THE CLARIFIED DESCRIPTION.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139605-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	THOMAS, KAREN L LIVING TRUST DATED 01-11-2006 % TRUSTEES 243 SPRINGDALE LN HOBSON, MT 59452
	THOMAS, STEWART J TRUST UTICA RT HOBSON, MT 59452 TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.
* <b>D</b> ' ' D '	
*Priority Date:	APRIL 1, 1882
Type of Historical Right	: USE
Purpose(use):	DOMESTIC
Flow Rate:	25.00 GPM
Volume:	12.00 AC-FT
Households:	2
Maximum Acres:	5.00
Source Name:	SPRING, UNNAMED TRIBUTARY OF JUDITH RIVER
Source Type:	GROUNDWATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENE1114N14EJUDITH BASIN
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	5.00		SESWNE	11	14N	14E JUDITH BASIN
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.

139604-00 139605-00

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THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 09/11/1995.

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

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

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

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

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13960	6-00 STA	TEMENT	OF CLA	۹IM		
	Version:	2 REEXA	MINED				
		Status:	ACTIVE				
Owners:	ALEXANDER O RAGENOVICH 1909 S TRACY AVE BOZEMAN, MT 59715						
	119 TOUCH	IRAL R RAGENOVICH 119 TOUCHSTONE TER LAKE OSWEGO, OR 97035 1929					
Priority Date:	MAY 31, 19	38					
Type of Historical Right	: USE						
Purpose(use):	COMMERC	IAL					
Flow Rate:	25.00 GPM						
Volume:	20.21 AC-F	Г					
Source Name: Source Type:	GROUNDWATER GROUNDWATER FLOWING ARTESIAN WELL						
Point of Diversion and I	Means of Dive	rsion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> SESEN		<u>Тwp</u> 15N		<u>County</u> FERGU	
Period of Diversion	: JANUARY	1 TO DECE	MBER 31				

1		SESENE	15	15N	18E	FERGUS	
Period of Diversion	: JANUARY 1 TO	DECEMBE	R 31				
<b>Diversion Means:</b>	WELL						
Subdivision:	LEWISTOWN L	AND AND I	NVES	STMENT	TRA	CT/LOT: 008	BLOCK: 007
Period of Use:	JANUARY 1 TO	DECEMBE	R 31				

AUGUST 18, 2022 41S 139606-00 Page 2 of 2

Place	of Use:							
<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	Rge	<u>County</u>	
1	Subdivision:	LEWISTOWN	SESENE LAND AND	15 INVES			FERGUS ACT/LOT: 007	BLOCK: 007
2	Subdivision:	LEWISTOWN	0-0	15 INVES	15N STMENT		FERGUS ACT/LOT: 008	BLOCK: 007
3	Subdivision:	LEWISTOWN	SESENE LAND AND	15 INVES	15N STMENT		FERGUS ACT/LOT: 009	BLOCK: 007
4	Subdivision:	LEWISTOWN	SESENE LAND AND	15 INVES			FERGUS ACT/LOT: 010	BLOCK: 007
5	Subdivision:	LEWISTOWN	SESENE LAND AND	15 INVES			FERGUS ACT/LOT: 011	BLOCK: 007
6	Subdivision:	LEWISTOWN	SESENE LAND AND	15 INVES	15N STMENT		FERGUS ACT/LOT: 012	BLOCK: 007

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139607-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	CLARK A BREVIG 676 QUARRY VIEW LN LEWISTOWN, MT 59457					
	CHARLES A BREVIG 676 QUARRY VIEW LANE LEWISTOWN, MT 59457					
Priority Date:	JANUARY 30, 1950					
Type of Historical Right	USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	100.00 GPM					
Volume:	60.20 AC-FT					
Climatic Area	4 - MODERATELY LOW					
Maximum Acres:	15.00					
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG SPRING CREEK					
Source Type:	GROUNDWATER					
Point of Diversion and N	Aeans of Diversion:					
<u>ID</u> 1	Govt Lot         Qtr Sec         Sec         Twp         Rge         County           NWSESE         21         16N         17E         FERGUS					
•	NWSESE 21 16N 17E FERGUS APRIL 15 TO OCTOBER 1					
Diversion Means:	HEADGATE					
Period of Use:	APRIL 15 TO OCTOBER 1					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	15.00		NESW	21	16N	17E FERGUS
Total:	15.00					

#### 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.

139607-00 5005-00 5006-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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.

ON 12/18/1984 JOAN K. BREVIG FILED A LATE OBJECTION TO THE PRIORITY DATE, PLACE OF USE, ACRES IRRIGATED, SOURCE, POINT OF DIVERSION, VOLUME, AND FLOW RATE. THIS WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-18 , DATED 09/25/1979 , APPEARS TO INDICATE 12.70 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139607-00 Page 3 of 3

### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139608-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	CHARLES A BREVIG 676 QUARRY VIEW LANE LEWISTOWN, MT 59457					
	CLARK A BREVIG 676 QUARRY VIEW LN LEWISTOWN, MT 59457					
Priority Date:	JANUARY 30, 1950					
Type of Historical Right	: USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	100.00 GPM					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 4 - MODERATELY LOW					
Maximum Acres:	8.00					
*Source Name:	SPRING COULEE CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESE2016N17EFERGUS					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	HEADGATE					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	8.00		NWSE	20	16N	17E FERGUS
Total:	8.00					

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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.

ON 12/18/1984 JOAN K BREVIG FILED A LATE OBJECTION TO THE PRIORITY DATE, PLACE OF USE, ACRES IRRIGATED, SOURCE, POINT OF DIVERSION, VOLUME, AND FLOW RATE. THIS WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-18 , DATED 09/25/1979 , APPEARS TO INDICATE 9.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139608-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139609-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	CLARK A BREVIG 676 QUARRY VIEW LN LEWISTOWN, MT 59457				
	CHARLES A BREVIG 676 QUARRY VIEW LANE LEWISTOWN, MT 59457				
Priority Date:	SEPTEMBER 6, 1889				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF BIG SPRING CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESE 21 16N 17E FERGUS				
-	: JANUARY 1 TO DECEMBER 31				

AUGUST 18, 2022 41S 139609-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SESE	21	16N	17E	FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139610-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	CLARK A BREVIG 676 QUARRY VIEW LN LEWISTOWN, MT 59457				
	CHARLES A BREVIG 676 QUARRY VIEW LANE LEWISTOWN, MT 59457				
Priority Date:	SEPTEMBER 6, 1889				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG SPRING CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNESE 21 16N 17E FERGUS				
-	n: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				

AUGUST 18, 2022 41S 139610-00

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			NWNESE	21	16N	17E	FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139611-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CLARK A BREVIG 676 QUARRY VIEW LN LEWISTOWN, MT 59457
	CHARLES A BREVIG 676 QUARRY VIEW LANE LEWISTOWN, MT 59457
Priority Date:	DECEMBER 13, 1905
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	BIG SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>
-	W2SW 21 16N 17E FERGUS
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

AUGUST 18, 2022 41S 139611-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> Coun	ty
1			W2SW	21	16N	17E FERO	GUS

#### **Remarks:**

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

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139612-00	0 STATEMENT OF CLAIM
	Version: 2	REEXAMINED
	Stat	tus: ACTIVE
Owners:	CLARK A BRE\ 676 QUARRY V LEWISTOWN, I	/IEW LN
	CHARLES A BF 676 QUARRY V LEWISTOWN, I	/IEW LANE
Priority Date:	DECEMBER 1,	1904
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	CONSISTS OF DITCH SYSTEM	OW RATE HAS NOT BEEN DECREED BECAUSE THIS USE STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A A. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT VINECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK WATER ANIMAL UNIT.	CLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR RING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING D HISTORICAL USE OF THE AREA SERVICED BY THIS WATER
Source Name:	SPRING, UNNA	AMED TRIBUTARY OF BIG SPRING CREEK
Source Type:	GROUND	WATER
Point of Diversion and	Means of Diversion	n:
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec Twp</u> <u>Rge</u> <u>County</u> SWSESW 15 16N 17E FERGUS
Period of Diversion		
Diversion Means:		IRECT FROM SOURCE

AUGUST 18, 2022 41S 139612-00

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SWSESW	15	16N	17E	FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139613-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	CLARK A BREVIG 676 QUARRY VIEW LN LEWISTOWN, MT 59457				
	CHARLES A BREVIG 676 QUARRY VIEW LANE LEWISTOWN, MT 59457				
Priority Date:	DECEMBER 22, 1913				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG SPRING CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and	Point of Diversion and Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENENW 15 16N 17E FERGUS				
-	a: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				

AUGUST 18, 2022 41S 139613-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			NENENW	15	16N	17E	FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139614-00	STATEMENT OF CLAIM
	Version: 2 R	EEXAMINED
	Statu	s: ACTIVE
Owners:	CLARK A BREVI 676 QUARRY VIE LEWISTOWN, M	EW LN
	CHARLES A BRE 676 QUARRY VIE LEWISTOWN, M	EW LANE
Priority Date:	MARCH 6, 1940	
Type of Historical Right	t: USE	
Purpose(use):	STOCK	
*Flow Rate:	CONSISTS OF S DITCH SYSTEM.	W RATE HAS NOT BEEN DECREED BECAUSE THIS USE TOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK WATERI ANIMAL UNIT. AI	LUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR NG PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER NIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING HISTORICAL USE OF THE AREA SERVICED BY THIS WATER
Source Name:	SPRING, UNNAM	IED TRIBUTARY OF BIG SPRING CREEK
Source Type:	GROUNDW	ATER
Point of Diversion and	Means of Diversion:	
<u>ID</u> 1	<u>Govt Lot</u> N\	<u>Qtr Sec Twp</u> <u>Rge</u> <u>County</u> NSESW 16 16N 17E FERGUS
•	a: JANUARY 1 TO	
Diversion Means:		ECT FROM SOURCE

AUGUST 18, 2022 41S 139614-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SW	16	16N	17E	FERGUS

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139615-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CHARLES A BREVIG 676 QUARRY VIEW LANE LEWISTOWN, MT 59457
	CLARK A BREVIG 676 QUARRY VIEW LN LEWISTOWN, MT 59457
Priority Date:	JULY 14, 1908
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG SPRING CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
ID	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>
1	NENWSE 17 16N 17E FERGUS
Period of Diversion	a: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

AUGUST 18, 2022 41S 139615-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			NENWSE	17	16N	17E	FERGUS

#### **Remarks:**

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

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

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

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Water Right Number:	41S 139616-00	STATEMENT OF CLAIM
	Version: 2 R	EEXAMINED
	Statu	s: ACTIVE
Owners:	CLARK A BREVI 676 QUARRY VII LEWISTOWN, M	EW LN
	CHARLES A BRI 676 QUARRY VII LEWISTOWN, M	EW LANE
Priority Date:	MARCH 6, 1940	
Type of Historical Right	t: USE	
Purpose(use):	STOCK	
*Flow Rate:	CONSISTS OF S DITCH SYSTEM.	W RATE HAS NOT BEEN DECREED BECAUSE THIS USE TOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK WATERI ANIMAL UNIT. A	LUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR NG PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER NIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING HISTORICAL USE OF THE AREA SERVICED BY THIS WATER
Source Name:	SPRING, UNNAM	IED TRIBUTARY OF BIG SPRING CREEK
Source Type:	GROUNDW	ATER
Point of Diversion and	Means of Diversion:	
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec Sec Twp Rge County</u> VSENW 16 16N 17E FERGUS
-	1: JANUARY 1 TO	
Diversion Means:		ECT FROM SOURCE
Diversion means.		

AUGUST 18, 2022 41S 139616-00

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NWSENW	16	16N	17E FERGUS

#### **Remarks:**

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Water Right Number:	41S 139617-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JOAN K BREVIG 676 QUARRY VIEW LANE LEWISTOWN, MT 59457
Priority Date:	JANUARY 30, 1950
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF JUDITH RIVER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	SWNESW 36 16N 16E FERGUS n: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			SW	36	16N	16E FERGUS

#### **Remarks:**

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Water Right Number:	41S 139618-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	CLARK A BREVIG 676 QUARRY VIEW LN LEWISTOWN, MT 59457					
	CHARLES A BREVIG 676 QUARRY VIEW LANE LEWISTOWN, MT 59457					
Priority Date:	DECEMBER 31, 1947					
Type of Historical Right	USE					
Purpose(use):	DOMESTIC					
Flow Rate:	30.00 GPM					
Volume:	12.00 AC-FT					
Households:	2					
Maximum Acres:	5.00					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
	FLOWING ARTESIAN WELL					
Point of Diversion and M	Aeans of Diversion:					
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County					
•	SESENE 21 16N 17E FERGUS : JANUARY 1 TO DECEMBER 31					
Diversion Means:	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	5.00		SESENE	21	16N	17E FERGUS
Total:	5.00					

#### **Remarks:**

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Water Right Number:	41S 139619-00	STATE	MENT	OF CL	AIM	
	Version: 2 F	REEXAMIN	NED			
	Stat	us: A	CTIVE			
Owners:	DEBORAH E SC PO BOX 140 MOORE, MT 594					
Priority Date:	JANUARY 1, 19	59				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	8.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATE	R				
Source Type:	GROUNDV	VATER				
Point of Diversion and I	Means of Diversion	:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENE	<u>Sec</u> 2	<u>Тwp</u> 14N		<u>County</u> FERGUS
Period of Diversion Diversion Means:	: JANUARY 1 TO WELL	DECEMB	ER 31			
Period of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NENENE	2	14N	16E	FERGUS

#### 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.

139619-00 139620-00

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139620-00 STATEME	INT OF CLAIM					
	Version: 2 REEXAMINE	-					
	Status: ACTI	VE					
Owners:	DEBORAH E SCHREIBER PO BOX 140 MOORE, MT 59464 0140						
Priority Date:	JANUARY 1, 1959						
Type of Historical Right	USE						
Purpose(use):	DOMESTIC						
Flow Rate:	8.00 GPM						
Volume:	11.00 AC-FT						
Households:	1						
Maximum Acres:	5.00						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and M	leans of Diversion:						
<u>ID</u> 1		<u>ec Twp Rge County</u> 2 14N 16E FERGUS					
	JANUARY 1 TO DECEMBER	31					
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO DECEMBER	31					
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u>	<u>ec Twp Rge County</u>					
1 5.00	NENENE	2 14N 16E FERGUS					
<b>Total:</b> 5.00							

#### Remarks:

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

139619-00 139620-00

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139621-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MILBURN GEORGE R "JACK" & MARY R REVOCABLE LIV TR % RUSSELL TIM MILBURN TRUSTEE 715 W CORCORAN LEWISTOWN, MT 59457
Priority Date:	DECEMBER 31, 1960
Type of Historical Right:	: USE
Purpose(use):	FISH AND WILDLIFE
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	10.00 AC-FT
	THIS USE MAY CONSUME SOME WATER, BUT UNTIL THAT AMOUNT IS QUANTIFIED, IT IS PRESUMED THAT THE USE IS NON-CONSUMPTIVE.
Source Name:	RUBY GULCH
Source Type:	SURFACE WATER
*Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNW 27 16N 19E FERGUS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 18, 2022 41S 139621-00 Page 2 of 2

> \*Reservoir: **ONSTREAM Govt Lot** Qtr Sec Sec **Rge** County Twp NWNWNW 27 16N 19E FERGUS **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 NENWNW 27 16N 19E FERGUS

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME RESERVOIR.

139621-00 96851-00

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

A LATE OBJECTION HAS BEEN FILED TO THE PURPOSE OF THIS WATER RIGHT CLAIM. IT WILL BE RESOLVED DURING THE ADJUDICATION OF OBJECTIONS TO THE PRELIMINARY DECREE.

THE PLACE OF USE APPEARS TO NEED MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION APPEARS TO BE IN THE NWNWNW SEC 27 TWP 16N RGE 19E FERGUS CO.

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139622-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LEON E OLSON 6522 NEW LIBERTY RD BUFFALO, MT 59418
	VIRGINIA A OLSON 6522 NEW LIBERTY RD BUFFALO, MT 59418
Priority Date:	DECEMBER 31, 1925
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> 1	Govt Lot Qtr Sec Sec Twp Rge County
	SWSWSW 36 13N 13E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWSWSW	36	13N	13E JUDITH BASIN

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139623-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	BURKHEIMER NISBET 406 LLC %PETER NISBET 9503 E. MONTGOMERY AVE SPOKANE, WA 99206				
<b>Priority Date:</b>	JUNE 1, 1884				
Type of Historical Right:	DECREED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FURROW				
Flow Rate:	7.50 CFS				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area:	4 - MODERATELY LOW				
Maximum Acres:	30.60				
Source Name:	WARM SPRING CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and N	Jeans of Diversion:				
ID	Govt Lot Qtr Sec Sec Twp Rge County				
1 Period of Diversion	SESWNE 23 17N 17E FERGUS APRIL 15 TO OCTOBER 15				
Diversion Means:	HEADGATE				
Ditch Name:	LINCOLN DITCH				
Period of Use:	APRIL 15 TO OCTOBER 15				

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	25.00		S2NE	22	17N	16E	FERGUS
2	5.60		N2NWSE	22	17N	16E	FERGUS
Total:	30.60						

#### Remarks:

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

139623-00 139625-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 1000 MINER'S INCHES DECREED IN CASE NO. 3649, FERGUS COUNTY. 41S 119067-00, 41S 139623-00.

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

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-58 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139623-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139624-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	BURKHEIMER NISBET 406 LLC %PETER NISBET 9503 E. MONTGOMERY AVE SPOKANE, WA 99206
<b>Priority Date:</b>	DECEMBER 31, 1954
Type of Historical Right:	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	361.68 AC-FT
Climatic Area:	: 3 - MODERATE
Maximum Acres:	132.00
*Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS UNNAMED TRIBUTARY STINER CREEK
*Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWSW 27 17N 16E FERGUS
-	: APRIL 15 TO OCTOBER 15
Diversion Means:	DAM
	PUMP USED AS AN ADDITIONAL MEANS OF DIVERSION.

*Res	ervoir:	ONSTREAM					
		<u>Govt Lo</u>			ec <u>Tw</u> 27 17		<u>County</u> FERGUS
	Diversion	to Reservoir:	DIVERSION	V # 1			
	Dam Heig	sht:	17.00 FE	ET			
	Depth:		14.00 FE	ET			
Surface Area:		rea:	7.51 AC	CRES			
	Capacity:		42.06 A0	CRE-FE	ET		
			PACITY, DAN STIMATED B			imum de	EPTH, AND SURFACE AREA HAVE
Period of Use:		APRIL 15	5 ТО ОСТОВ	ER 15			
Place of U	J <b>se:</b>						
<u>ID</u>	Acre	es <u>Govt Lo</u>	<u>t Qtr</u>	Sec S	ec <u>Tw</u>	<u>p Rge</u>	<u>County</u>
1	20.00	C	SE	SW 2	27 17	N 16E	FERGUS
2	30.00	C	SW	SW 2	27 17	N 16E	FERGUS
3	40.00	C	NE	SW 2	27 17	N 16E	FERGUS
4	12.00	C	SW	NW 2	27 17	N 16E	FERGUS
5	30.00	C	SE	NW 2	27 17	N 16E	FERGUS
Total:	132.00	0					

#### **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.

139624-00 139630-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

### 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 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-60 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

SOURCE NAME, POINT OF DIVERSION, MEANS OF DIVERSION, AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 8.6 TIMES THE CAPACITY OF THE RESERVOIR.

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 13962	5-00	STATE	MENT	OF CLA	۸IM	
	Version:	3 RE	EXAMIN				
		Status	: A(	CTIVE			
Owners:	BURKHEIM %PETER N 9503 E. MC SPOKANE,	ISBET NTGOI	MERY A				
<b>Priority Date:</b>	JUNE 13, 1888						
Type of Historical Right	: FILED						
Purpose(use):	IRRIGATIO	N					
Irrigation Type:	SPRINKLEI	R/FLOC	D				
Flow Rate:	3.57 CFS						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Area: 3 - MODERATE							
Maximum Acres:	94.30						
Source Name:	JUDITH RI\	/ER					
Source Type:	SURF	ACE W	ATER				
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>		<u>Qtr Sec</u> NW SE	<u>Sec</u> 22	<u>Twp</u> 17N		<u>County</u> FERGUS
Period of Diversion	-	о ост	OBER 1	5			
Diversion Means:	PUMP		SWNE	22	17N	165	FERGUS
2 Period of Diversion	: APRIL 15 T		-		17 IN	105	FERGUS
Diversion Means:	PUMP			-			

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Point of Diversion and Means of Diversion:								
<u>ID</u> 3		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>	
3			SESENW	22	17N	16E	FERGUS	
	Period of Diversion	: APRIL 15 TO (	OCTOBER 1	5				
<b>Diversion Means:</b>		PUMP						
4			NENESE	22	17N	16E	FERGUS	
	Period of Diversion	APRIL 15 TO OCTOBER 15						
	<b>Diversion Means:</b>	PUMP						
5			NWSE	22	17N	16E	FERGUS	
	Period of Diversion	: APRIL 15 TO (	OCTOBER 1	5				
<b>Diversion Means:</b>		PUMP						
		PUMP IS MOV	/EABLE ALL	. ALOI	NG SOL	JRCE	WITHIN LEGAL LAND DESCRIPTION.	
Period of Use:		APRIL 15 TO C	OCTOBER 1	5				
Place	e of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1	50.00		NE	22	17N	16E	FERGUS	
2	18.00		NESW	22	17N	16E	FERGUS	
3	7.50		SENW	22	17N	16E	FERGUS	
4	18.80		NWSE	22	17N	16E	FERGUS	
Tot	al: 94.30							

#### **Remarks:**

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

139623-00 139625-00

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.

139625-00 139629-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-58 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139626-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	BURKHEIMER NISBET 406 LLC %PETER NISBET 9503 E. MONTGOMERY AVE SPOKANE, WA 99206					
<b>Priority Date:</b>	OCTOBER 10, 1958					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	341.09 GPM					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area: 3 - MODERATE						
Maximum Acres:	20.00					
Source Name:	BIG SPRING CREEK					
Source Type:	SURFACE WATER					
Source Type: *Point of Diversion and N						
*Point of Diversion and M <u>ID</u> 1 Period of Diversion	Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSENW 36 17N 16E FERGUS a: APRIL 15 TO OCTOBER 15					
*Point of Diversion and M <u>ID</u> 1	Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSENW 36 17N 16E FERGUS					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	20.00		W2NE	27	17N	16E FERGUS
Total:	20.00					

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-60 , DATED 09/25/1979 , APPEARS TO INDICATE 24.50 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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

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

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

#### **IMPORTANT NOTICE**

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

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

Water Right Number:	41S 139627-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	BURKHEIMER NISBET 406 LLC %PETER NISBET 9503 E. MONTGOMERY AVE SPOKANE, WA 99206							
Priority Date:	NOVEMBER 23, 1951							
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 INDIAN CREEK							
Source Type:	SURFACE WATER							
	ALSO KNOWN AS STINER CREEK							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>							
•	E2SE 28 17N 16E FERGUS I: JANUARY 1 TO DECEMBER 31							
51 1 17								

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

ID	Govt Lot	-	<u>Sec</u>	Twp	Rge	<b>County</b>				
2		W2	27	17N	16E	FERGUS				
Period of Diversion	Period of Diversion: JANUARY 1 TO DECEMBER 31									
<b>Diversion Means:</b>	LIVESTOCK DIF	LIVESTOCK DIRECT FROM SOURCE								
3		NE	28	17N	16E	FERGUS				
Period of Diversion: JANUARY 1 TO DECEMBER 31										
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE									
Period of Use:	JANUARY 1 TO DECEMBER 31									

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NE	28	17N	16E	FERGUS
2			E2SE	28	17N	16E	FERGUS
3			W2	27	17N	16E	FERGUS

#### Remarks:

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

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139628-0	O STATE	MENT	OF CL	AIM	
	Version: 2	REEXAMI	NED			
	Sta	tus: A	CTIVE			
Owners:	BURKHEIMER %PETER NISB 9503 E. MONTO SPOKANE, WA	ET GOMERY A				
Priority Date:	MARCH 20, 19	03				
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
Flow Rate:	26.93 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, UNN	AMED TRIE	BUTAF	ry of J	UDITH	I RIVER
Source Type:	GROUND	WATER				
Point of Diversion and I	Means of Diversio	n:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 27	<u>Тwp</u> 17N		<u>County</u> FERGUS
Period of Diversion		D DECEMB	ER 31			
<b>Diversion Means:</b>	DITCH					
Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		W2W2NE	27	17N	16E	FERGUS

#### Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139629-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE					
Owners:	BURKHEIMER NISBET 406 LLC %PETER NISBET 9503 E. MONTGOMERY AVE SPOKANE, WA 99206					
Priority Date:	JUNE 13, 1888					
Type of Historical Right	I: 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:	JUDITH RIVER					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County					
1 Deris Laf Dimension	NE 27 17N 16E FERGUS					
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE					
2	E2 22 17N 16E FERGUS					
	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NE	27	17N	16E	FERGUS
2			E2	22	17N	16E	FERGUS

#### 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.

139625-00 139629-00

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

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

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

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

#### **IMPORTANT NOTICE**

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

Water Right Number:	41S 139630-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BURKHEIMER NISBET 406 LLC %PETER NISBET 9503 E. MONTGOMERY AVE SPOKANE, WA 99206					
Priority Date:	DECEMBER 31, 1954					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS UNNAMED TRIBUTARY STINER CREEK					
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWSW 27 17N 16E FERGUS					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

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> \*Reservoir: **ONSTREAM Govt Lot Rge** County Qtr Sec Sec Twp S2SW 27 17N 16E FERGUS **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 SW 27 17N 16E FERGUS

#### 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.

139624-00 139630-00

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

SOURCE NAME, MEANS OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 13963	1-00 STATE	MENT	OF CL	AIM		
	Version:	2 REEXAMI	NED				
		Status: A	CTIVE				
Owners:	BURKHEIMER NISBET 406 LLC %PETER NISBET 9503 E. MONTGOMERY AVE SPOKANE, WA 99206						
Priority Date:	DECEMBER	R 31, 1954					
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	30.00 GPM						
Volume:	2.30 AC-FT						
Households:	1						
Maximum Acres:	2.00						
Source Name:	SPRING, UNNAMED TRIBUTARY OF STINER CREEK						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Dive	rsion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESW	<u>Sec</u> 27	<u>Тwp</u> 17N		<u>County</u> FERGUS	
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	PUMP						
Period of Use: JANUARY 1 TO DECEMBER 31							
Place of Use:							
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1 2.00		NWSESW	27	17N	16E	FERGUS	
<b>Total:</b> 2.00							

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139632-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JPS RANCHES HC 81 BOX 79 HOBSON, MT 59452
	LINDA J EKLUND PO BOX 73 SHAWMUT, MT 59078 0073
	ARNOTT, EDWARD F TESTAMENTARY TRUST BERGSAGEL PEGGY & SNYDER R.T. JR TRUSTEES 780 20TH RD NW CHOTEAU, MT 59422 9113
Priority Date:	DECEMBER 31, 1900
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	HARRISON CREEK
Source Type:	SURFACE WATER

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#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		S2NE	36	13N	9E	JUDITH BASIN	
Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31				
<b>Diversion Means:</b>	Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
2		NESE	36	13N	9E	JUDITH BASIN	
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	LIVESTOCK DIF	RECT FRO	M SO	URCE			
Period of Use:	JANUARY 1 TO	DECEMB	ER 31				

\*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			S2NE	36	13N	9E	JUDITH BASIN
2			NESE	36	13N	9E	JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TIMELY FILED OBJECTION OF UNITED STATES OF AMERICA WAS AMENDED BY AGREEMENT OF THE PARTIES TO INCLUDE POINT OF DIVERSION . BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139633-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	ARNOTT, EDWARD F TESTAMENTARY TRUST BERGSAGEL PEGGY & SNYDER R.T. JR TRUSTEES 780 20TH RD NW CHOTEAU, MT 59422 9113					
Priority Date:	DECEMBER 31, 1900					
Type of Historical Right	USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	DOERR CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
	3 SW 31 13N 10E JUDITH BASIN JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					
2	N2SW 31 13N 10E JUDITH BASIN					
	JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					

AUGUST 18, 2022 41S 139633-00

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Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		3	SW	31	13N	10E JUDITH BASIN
2			N2SW	31	13N	10E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TIMELY FILED OBJECTION OF UNITED STATES OF AMERICA WAS AMENDED BY AGREEMENT OF THE PARTIES TO INCLUDE POINT OF DIVERSION . BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE **JUDITH RIVER BASIN 41S ABSTRACT OF WATER RIGHT CLAIM**

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139634-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KRISTEN ENGEBRETSON 752 20TH RD NW CHOTEAU, MT 59422
	PETER ENGEBRETSON 752 20TH RD NW CHOTEAU, MT 59422
	ELIZABETH ENGEBRETSON 752 20TH RD NW CHOTEAU, MT 59422
	WATSON SNYDER 752 20TH RD NW CHOTEAU, MT 59422
Priority Date:	DECEMBER 31, 1922
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

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> Point of Diversion and Means of Diversion: ID **Govt Lot** Twp Rge County Qtr Sec Sec 1 SWSWNE 19 13N 12E JUDITH BASIN Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL Period of Use: **JANUARY 1 TO DECEMBER 31** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp Rge County 1 SWSWNE 19 13N 12E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number	r: 41S 13963	5-00 STATE	MENT	OF CL	AIM	
	Version:	2 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	% KRISTEN 752 20TH R	EDWARD F ARNOTT % KRISTEN ENGEBRETSON ET AL 752 20TH RD NW CHOTEAU, MT 59422 9113				
<b>Priority Date:</b>	DECEMBE	R 31, 1951				
Type of Historical Ri	ght: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	STOCK WA ANIMAL UN	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDW	ATER				
Source Type:	GROU	GROUNDWATER				
Point of Diversion a	nd Means of Dive	rsion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 30	<u>Twp</u> 13N		<u>County</u> JUDITH BASIN
	sion: JANUARY	1 TO DECEMB	ER 31			
<b>Diversion Mean</b>						
Period of Use:	JANUARY ?	TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNENW	30	13N	12E	JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139636	-00 STATE	MENT	OF CL	AIM	
	Version: 2	2 REEXAMI	NED			
	1	Status: A	CTIVE			
Owners:	% KRISTEN 752 20TH RI	EDWARD F ARNOTT % KRISTEN ENGEBRETSON ET AL 752 20TH RD NW CHOTEAU, MT 59422 9113				
Priority Date:	DECEMBER	31, 1890				
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:	GROUNDW	ATER				
Source Type:	GROUN	NDWATER				
Point of Diversion and I	Means of Diver	sion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SESENW	<u>Sec</u> 19	<u>Тwp</u> 13N		<u>County</u> JUDITH BASIN
Period of Diversion		TO DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SESENW	19	13N	12E	JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	41S 139637-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN LUCY ARNOTT 780 20TH RD NW CHOTEAU, MT 59422
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538
Priority Date:	APRIL 1, 1940
Type of Historical Right	:: FILED
Purpose(use):	STOCK
Flow Rate:	3.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF PAGIL GULCH
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESENE 4 12N 12E JUDITH BASIN
-	a: APRIL 1 TO OCTOBER 1
Diversion Means:	FLOWING

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Period of Use: APRIL 1 TO OCTOBER 1

Place of Use:

Ш	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESENE	4	12N	12E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	41S 139638-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538		
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538		
	SUSAN LUCY ARNOTT 780 20TH RD NW CHOTEAU, MT 59422		
Priority Date:	DECEMBER 31, 1961		
Type of Historical Right	:: FILED		
Purpose(use):	STOCK		
Flow Rate:	4.00 GPM		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF PAGIL GULCH		
Source Type:	GROUNDWATER		
Point of Diversion and	Means of Diversion:		
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>		
-	2 NE 5 12N 12E JUDITH BASIN		
	a: APRIL 1 TO OCTOBER 1		
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE		

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Period of Use: APRIL 1 TO OCTOBER 1

Place of Use:

ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		2	NE	5	12N	12E	JUDITH BASIN

#### **Remarks:**

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Water Right Number:	41S 139639-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN LUCY_ARNOTT 780 20TH RD NW CHOTEAU, MT 59422
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1935
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ALICE COULEE
Source Type:	SURFACE WATER

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Point of Div	Point of Diversion and Means of Diversion:						
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			NENWNW	26	13N	12E	JUDITH BASIN
*Period	of Diversion	: JANUARY 1	TO DECEMB	ER 31			
Diversi	on Means:	LIVESTOCK	DIRECT FRO	M SO	URCE		
		THE PERIOI CLAIM.	D OF DIVERSI	ON H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reserv	voir: ON	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 26	<u>Twp</u> 13N		<u>County</u> JUDITH BASIN
Div	version to <b>R</b>	eservoir: DI	VERSION # 1				
Period of Us	e:	MAY 1 TO D	ECEMBER 1				
Place of Use	:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			NENWNW	26	13N	12E	JUDITH BASIN
THE DN	RC EXAM	INATION OF	THIS CLAI	M FO	UND N	IO SIC	GNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139640-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	SUSAN LUCY_ARNOTT 780 20TH RD NW CHOTEAU, MT 59422
Priority Date:	JULY 31, 1941
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	PAGIL GULCH
Source Type:	SURFACE WATER

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Point of Diversion an	d Means of Diversior	n:				
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1	2	NWNE	5	12N	12E	JUDITH BASIN
*Period of Diversi	ion: JANUARY 1 TC	DECEMB	ER 31			
<b>Diversion Means</b>	: LIVESTOCK DI	RECT FRO	M SO	URCE		
	THE PERIOD O CLAIM.	F DIVERSI	ION H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: C	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NWNE	<u>Sec</u> 5	<u>Twp</u> 12N		<u>County</u> JUDITH BASIN
Diversion to	Reservoir: DIVE	RSION # 1				
Period of Use:	MAY 1 TO OCTO	OBER 1				
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	2	NWNE	5	12N	12E	JUDITH BASIN
THE DNRC EXA	MINATION OF T	HIS CLAI	M FO	UND N	IO SIC	GNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139641-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN LUCY ARNOTT 780 20TH RD NW CHOTEAU, MT 59422
	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	APRIL 1, 1935
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF PAGIL GULCH GROUNDWATER

AUGUST 18, 2022 41S 139641-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID **Govt Lot** Qtr Sec Sec **Rge** County 1 4 NW 3 12N 12E JUDITH BASIN Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: FLOWING** Period of Use: **JANUARY 1 TO DECEMBER 31** Place of Use: ID Govt Lot Qtr Sec Sec Twp **Rge** County Acres 1 NW 12E JUDITH BASIN 4 3 12N

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 139642-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN LUCY ARNOTT 780 20TH RD NW CHOTEAU, MT 59422
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538
Priority Date:	JANUARY 1, 1920
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF WAITE CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE3413N12EJUDITH BASIN
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING

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Period of Use:

JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SWSENE	34	13N	12E JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THIS CLAIM INDICATES A FLOW RATE OF 4 GPM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139643-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538
	SUSAN LUCY_ARNOTT 780 20TH RD NW CHOTEAU, MT 59422
Priority Date:	DECEMBER 31, 1935
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	NENESE 26 13N 12E JUDITH BASIN n: MAY 1 TO OCTOBER 31 WELL

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Period of Use: MAY 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NENESE	26	13N	12E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139644-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	BILLIE L ARNOTT 948 HIGHLAND RD HOBSON, MT 59452 8659			
Priority Date:	JANUARY 1, 1920			
Type of Historical Right	: FILED			
Purpose(use):	STOCK			
Flow Rate:	2.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF WAITE CREEK			
Source Type:	GROUNDWATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE2713N12EJUDITH BASIN			
	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>				
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use: <u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>			
1	SWSESE 27 13N 12E JUDITH BASIN			

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139645-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KRISTEN ENGEBRETSON 752 20TH RD NW CHOTEAU, MT 59422
	PETER ENGEBRETSON 752 20TH RD NW CHOTEAU, MT 59422
	WATSON SNYDER 752 20TH RD NW CHOTEAU, MT 59422
	ELIZABETH ENGEBRETSON 752 20TH RD NW CHOTEAU, MT 59422
Priority Date:	DECEMBER 31, 1951
Type of Historical Right	: FILED
Purpose(use):	DOMESTIC
Flow Rate:	15.00 GPM
Volume:	4.00 AC-FT
Households:	2
Maximum Acres:	1.00
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

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Point of 1	Diversion and I	Means of Diver	sion:			
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NENESW	19	13N	12E JUDITH BASIN
Peri	od of Diversior	: JANUARY 1	TO DECEMB	ER 31		
Dive	ersion Means:	WELL				
Period of	Use:	JANUARY 1	TO DECEMBE	ER 31		
Place of 1	Use:					
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	1.00		NENESW	19	13N	12E JUDITH BASIN
Total:	1.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE **OF AVAILABILITY."**

Water Right Number:	41S 139646-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	LINDA J FORBES 142 HIGHLAND RD HOBSON, MT 59452 8661					
	FLOYD T FORBES 142 HIGHLAND RD HOBSON, MT 59452 8661					
Priority Date:	DECEMBER 31, 1913					
Type of Historical Right	FILED					
Purpose(use):	DOMESTIC					
Flow Rate:	10.00 GPM					
Volume:	3.00 AC-FT					
Households:	1					
Maximum Acres:	1.00					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and M	Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE1813N12EJUDITH BASIN					
Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	1.00		SWSESE	18	13N	12E JUDITH BASIN
Total:	1.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139647-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	EDWARD F ARNOTT % KRISTEN ENGEBRETSON ET AL 752 20TH RD NW CHOTEAU, MT 59422 9113						
Priority Date:	DECEMBER 31, 1900						
Type of Historical Right	t: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	15.00 GPM						
Volume:	2.50 AC-FT						
Households:	1						
Maximum Acres:	1.00						
Source Name:	CLEVELAND CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty3NENWSW3113N10EJUDITH BASIN						
·	a: JANUARY 1 TO DECEMBER 31						
Diversion Means:	PUMP						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
1 1.00	NWNWSW 31 13N 10E JUDITH BASIN						
<b>Total:</b> 1.00							

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139648-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	ELIZABETH ENGEBRETSON 752 20TH RD NW CHOTEAU, MT 59422
	PETER ENGEBRETSON 752 20TH RD NW CHOTEAU, MT 59422
	KRISTEN ENGEBRETSON 752 20TH RD NW CHOTEAU, MT 59422
	WATSON SNYDER 752 20TH RD NW CHOTEAU, MT 59422
<b>Priority Date:</b>	DECEMBER 31, 1890
Type of Historical Right	: FILED
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	: 3 - MODERATE
Maximum Acres:	5.00
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

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\*Point of Diversion and Means of Diversion: Т<u>wp</u> ID **Govt Lot** Rge County Qtr Sec Sec 1 NENESW 19 13N 12E JUDITH BASIN Period of Diversion: APRIL 1 TO DECEMBER 31 **Diversion Means:** WELL Period of Use: **APRIL 1 TO DECEMBER 31** \*Place of Use: ID Acres Govt Lot Rge County Qtr Sec Sec Twp 1 5.00 NENESW 19 13N 12E JUDITH BASIN 5.00 Total:

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/05/2005: FLOW RATE, PLACE OF USE, POINT OF DIVERSION.

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

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Water Right Number:	41S 139649-00 STATEMENT OF CLAIM
	Version: 4 REEXAMINED
	Status: ACTIVE
Owners:	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538
	SUSAN LUCY_ARNOTT 780 20TH RD NW CHOTEAU, MT 59422
	ARNOTT, EDWARD F TESTAMENTARY TRUST BERGSAGEL PEGGY & SNYDER R.T. JR TRUSTEES 780 20TH RD NW CHOTEAU, MT 59422 9113
Priority Date:	JUNE 26, 1891
Type of Historical Right	: DECREED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	2.50 CFS
	FLOW RATE EQUALS 100.00 MINER'S INCHES.
*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:	255.00

AUGUST 18, 2022 41S 139649-00 Page 2 of 3

Source Name: Source Type:			R, MIDDLE F CE WATER				
Point of I	Diversion and I	Means of Divers	ion:				
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> NESWNW	<u>Sec</u> 35	<u>Тwp</u> 13N	<u>Rge</u> 11E	<u>County</u> JUDITH BASIN
Perie	od of Diversion	: MAY 1 TO O	CTOBER 1				
Dive	rsion Means:	HEADGATE					
Period of Use:		MAY 1 TO OCTOBER 1					
Place of U	Jse:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1	40.00		NE	30	13N	12E	JUDITH BASIN
2	90.00		NW	30	13N	12E	JUDITH BASIN
3	105.00		SW	30	13N	12E	JUDITH BASIN
4	20.00		NWNW	31	13N	12E	JUDITH BASIN
Total:	255.00						

#### Remarks:

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THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

139649-00 139650-00 139651-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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). 30045-179-53, DATED 09/17/1979, APPEARS TO INDICATE 226.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139650-00 STATEMENT OF CLAIM
	Version: 4 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN LUCY ARNOTT 780 20TH RD NW CHOTEAU, MT 59422
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538
	ARNOTT, EDWARD F TESTAMENTARY TRUST BERGSAGEL PEGGY & SNYDER R.T. JR TRUSTEES 780 20TH RD NW CHOTEAU, MT 59422 9113
Priority Date:	MAY 1, 1887
Type of Historical Right:	DECREED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	3.00 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area:	4 - MODERATELY LOW
Maximum Acres:	255.00
Source Name:	JUDITH RIVER, MIDDLE FORK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:							
ID		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NESWNW	35	13N	11E	JUDITH BASIN
Peri	od of Diversior	1: MAY 1 TO O	CTOBER 1				
Dive	ersion Means:	HEADGATE					
Period of	Use:	MAY 1 TO OC	CTOBER 1				
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	40.00		W2NE	30	13N	12E	JUDITH BASIN
2	90.00		NW	30	13N	12E	JUDITH BASIN
3	105.00		SW	30	13N	12E	JUDITH BASIN
4	20.00		NWNW	31	13N	12E	JUDITH BASIN
Total:	255.00						

#### 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.

139649-00 139650-00 139651-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 67.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-53 , DATED 09/17/1979 , APPEARS TO INDICATE 226.00 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139650-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139651-00 STATEMENT OF CLAIM
	Version: 4 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538
	SUSAN LUCY ARNOTT 780 20TH RD NW CHOTEAU, MT 59422
	ARNOTT, EDWARD F TESTAMENTARY TRUST BERGSAGEL PEGGY & SNYDER R.T. JR TRUSTEES 780 20TH RD NW CHOTEAU, MT 59422 9113
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
Priority Date:	APRIL 1, 1935
Type of Historical Right	USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	2.43 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 3 - MODERATE
Maximum Acres:	64.00
Source Name:	PAGIL GULCH
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:							
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			NENWNW	31	13N	12E	JUDITH BASIN
Peri	od of Diversion	a: APRIL 1 TO	OCTOBER 31				
Dive	rsion Means:	DIKE					
Period of	Use:	APRIL 1 TO	OCTOBER 31				
Place of U	U <b>se:</b>						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
<u>ID</u> 1	<u>Acres</u> 37.00	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSW	<u>Sec</u> 30	<u>Twp</u> 13N	<u>Rge</u> 12E	<u>County</u> JUDITH BASIN
_		<u>Govt Lot</u>					<b>v</b>
1	37.00	<u>Govt Lot</u>	SWSW	30	13N	12E	JUDITH BASIN
1 2	37.00 10.00	<u>Govt Lot</u>	SWSW SWNWSW	30 30	13N 13N	12E 12E 12E	JUDITH BASIN JUDITH BASIN
1 2 3	37.00 10.00 7.00	<u>Govt Lot</u>	SWSW SWNWSW NWNWSW	30 30 30	13N 13N 13N	12E 12E 12E	JUDITH BASIN JUDITH BASIN JUDITH BASIN

#### **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.

139649-00 139650-00 139651-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY ( 1963 ) APPEARS TO INDICATE 92.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-53 , DATED 09/17/1979 , APPEARS TO INDICATE 92.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139652-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	BILLIE L ARNOTT 948 HIGHLAND RD HOBSON, MT 59452 8659
	LINDA J EKLUND PO BOX 73 SHAWMUT, MT 59078 0073
	ARNOTT, EDWARD F TESTAMENTARY TRUST BERGSAGEL PEGGY & SNYDER R.T. JR TRUSTEES 780 20TH RD NW CHOTEAU, MT 59422 9113
Priority Date:	DECEMBER 31, 1900
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:	80.00
Source Name:	HARRISON CREEK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:							
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			NWNENW	2	12N	9E	JUDITH BASIN
Peri	od of Diversion	a: APRIL 1 TO	OCTOBER 31				
Dive	ersion Means:	HEADGATE					
Period of	Use:	APRIL 1 TO (	OCTOBER 31				
Place of V	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	75.00		N2S2	36	13N	9E	JUDITH BASIN
2	5.00		SWNWSW	31	13N	10E	JUDITH BASIN
Total:	80.00						

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). NA-15G-195 , DATED 09/23/1950 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139652-00 Page 3 of 3

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 1396	53-00 ST	ATEMENT OF	CLAIM		
	Version:	4 REEX	AMINED			
		Status:	ACTIVE			
Owners:	PETER EN 752 20TH N CHOTEAU	RD NW				
	EDWARD % KRISTEI 752 20TH I CHOTEAU	N ENGEBR RD NW	ETSON ET AL 9113			
	KRISTEN 752 20TH I CHOTEAU	RD NW				
	WATSON 752 20TH I CHOTEAU	RD NW				
	ELIZABETI 752 20TH I CHOTEAU	RD NW				
Priority Date:	AUGUST 1	2, 1880				
Type of Historical Right	: DECREED					
Purpose(use):	IRRIGATIO	N				
Irrigation Type:	FLOOD					
Flow Rate:	2.00 CFS					
*Volume:			OF THIS WAT		HALL NOT EXCI L USE.	ED THE
Climatic Area	: 3 - MODEF	RATE				
Maximum Acres:	80.00					

Source Na	ame:	JUDITH RIVE	R				
Source	e Type:	SURFA	CE WATER				
Point of I	Diversion and	Means of Divers	ion:				
<u>ID</u> 1		Govt Lot	<u>Qtr Sec</u> SENWNW	<u>Sec</u> 30	<u>Тwp</u> 13N	<u>Rge</u> 12E	<u>County</u> JUDITH BASIN
Perio	od of Diversio	n: MAY 1 TO O	CTOBER 1				
Dive	rsion Means:	DIKE					
Period of	Use:	MAY 1 TO OC	CTOBER 1				
Place of U	Jse:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	77.00		S2	19	13N	12E	JUDITH BASIN
2	3.00		NENENW	30	13N	12E	JUDITH BASIN
Total:	80.00						

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139654-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	REBECCA S JACKSON 89795 US HWY 87			
	LEWISTOWN, MT 59457 2095			
	MELVILLE J JACKSON 89795 US HWY 87 LEWISTOWN, MT 59457 2095			
Priority Date:	APRIL 30, 1886			
Type of Historical Right	FILED			
Purpose(use):	DOMESTIC			
Flow Rate:	12.00 GPM			
Volume:	3.00 AC-FT			
Households:	1			
Maximum Acres:	1.00			
Source Name:	SPRING, UNNAMED TRIBUTARY OF BOYD CREEK, EAST FORK			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSW1115N19EFERGUS			
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 PUMP			
Period of Use:	JANUARY 1 TO DECEMBER 31			

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	1.00		NENWSW	11	15N	19E FERGUS
Total:	1.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THIS CLAIM INDICATES A FLOW RATE OF 2 GPM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139655-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	DENNIS P MESSIER 715 REYNOLDS ST LEWISTOWN, MT 59457 8379			
Priority Date:	FEBRUARY 8, 1961			
Type of Historical Right	USE			
Purpose(use):	DOMESTIC			
Flow Rate:	30.00 GPM			
Volume:	2.50 AC-FT			
Households:	1			
Maximum Acres:	0.75			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and M	Ieans of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESW915N18EFERGUS			
	: JANUARY 1 TO DECEMBER 31			
Diversion Means: Subdivision:				
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 0.75 Subdivision:	SENESW 9 15N 18E FERGUS LEWISTOWN HEIGHTS TRACT/LOT: 001 BLOCK: 045			

Place	of	Use:

Ш	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
Total:	0.75						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 139656-00 STATEMENT OF CLAIM				
	Version: 2 REEX	XAMINED			
	Status:	ACTIVE			
Owners:	PATSY A CARROLL PO BOX 127 TWIN BRIDGES, MT 59754				
Priority Date:	JANUARY 28, 1912				
Type of Historical Right	FILED				
Purpose(use):	DOMESTIC				
Flow Rate:	30.00 GPM				
Volume:	3.00 AC-FT				
Households:	2				
Maximum Acres:	1.00				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATE	ĒR			
Point of Diversion and M	leans of Diversion:				
<u>ID</u> 1	Govt Lot Qt	<u>r Sec</u> <u>Sec</u> NNE 16		<u>County</u> JUDITH BASIN	
Period of Diversion	JANUARY 1 TO DEC	EMBER 31			
<b>Diversion Means:</b>	WELL				
Subdivision:	STANFORD THIRD	-	/LOT: 005 B	LOCK: 017	
Period of Use:	JANUARY 1 TO DEC	EMBER 31			
Place of Use:		a a	T D		
<u>ID</u> <u>Acres</u>	Govt Lot Qt	<u>r Sec</u> <u>Sec</u>		<u>County</u>	
1 1.00 Subdivision:	NWN STANFORD THIRD			JUDITH BASIN BLOCK: 017	

Place	of	Use:
I lace	UL.	Usc.

Ш	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
Total:	1.00						

#### **Remarks:**

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# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THIS CLAIM INDICATES A FLOW RATE OF 4.1 GALLONS PER DAY OR 0.07 GALLONS PER MINUTE. MORE INFORMATION IS NEEDED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	41S 139657-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	PATSY A CARROLL PO BOX 127 TWIN BRIDGES, MT 59754				
Priority Date:	DECEMBER 31, 1925				
Type of Historical Right	it: USE				
Purpose(use):	LAWN AND GARDEN				
Flow Rate:	80.00 GPM				
Volume: 5.00 AC-FT					
Maximum Acres: 8.00					
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENENW 16 16N 12E JUDITH BASIN				
	n: JANUARY 1 TO DECEMBER 31				
Diversion Means: Subdivision:	WELL STANFORD THIRD ADD TRACT/LOT: 008 BLOCK: 017				
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 8.00	E2E2NW 16 16N 12E JUDITH BASIN				
Subdivision:	STANFORD THIRD ADD				
<b>Total:</b> 8.00					

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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Water Right Number:	41S 139658-00 STATEMENT OF CLAIM						
	Version: 2 REEX	AMINED					
	Status:	ACTIVE					
Owners:	PATSY A CARROLL PO BOX 127 TWIN BRIDGES, MT 5	9754					
Priority Date:	APRIL 2, 1968						
Type of Historical Right	FILED						
Purpose(use):	DOMESTIC						
Flow Rate:	15.00 GPM						
Volume:	3.00 AC-FT						
Households:	1						
Maximum Acres:	1.00						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr NENE	Sec Sec NW 16		e <u>County</u> JUDITH BASIN			
	: JANUARY 1 TO DEC	EMBER 31					
<b>Diversion Means:</b>							
Subdivision:	STANFORD THIRD ADD TRACT/LOT: 006 BLOCK: 017						
Period of Use:	JANUARY 1 TO DECE	INIBER 31					
Place of Use:		a a	T D				
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr</u>			e <u>County</u>			
1 1.00 Subdivision:	NENE STANFORD THIRD A		16N 12E T/LOT: 006				

Place	of	Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
Total:	1.00						

#### **Remarks:**

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Water Right Number:	41S 139659-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	ROBERT M HANLEY C/O KATHLEEN S. HANLEY 7840 MAIDEN RD BILLINGS, MT 59101						
	BARBARA H BRUSKI 7840 MAIDEN RD LEWISTOWN, MT 59457						
Priority Date:	DECEMBER 8, 1919						
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	30.00 GPM						
Volume:	11.00 AC-FT						
Households:	1						
Maximum Acres:	5.00						
Source Name:	SPRING, UNNAMED TRIBUTARY OF WARM SPRING CREEK						
Source Type:	GROUNDWATER						
Point of Diversion and Means of Diversion:							
<u>ID</u>	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>						
1 Deviad of Diversion	5 NWSWNW 6 16N 20E FERGUS : JANUARY 1 TO DECEMBER 31						
Diversion Means:	FLOWING						
Period of Use:	JANUARY 1 TO DECEMBER 31						

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	5.00	4	W2NW	6	16N	20E FERGUS
Total:	5.00					

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Water Right N	umber:	41S 1396	60-00 ST	TATE	MENT	OF CL	AIM	
		Version:	2 REEX		IED			
			Status:	AC	CTIVE			
Owners:		JERRY D PO BOX 8 LEWISTO		457				
<b>Priority Date:</b>	:	DECEMBE	ER 31, 1917	7				
Type of Histor	rical Right	: USE						
Purpose(use):		MINING						
Flow Rate:		112.20 GF	M					
Volume:		90.72 AC-	FT					
		THIS USE MAY CONSUME SOME WATER, BUT UNTIL THAT AMOUNT IS QUANTIFIED, IT IS PRESUMED THAT THE USE IS NON-CONSUMPTIVE.						
Source Name:	:	SPRING, I	JNNAMED	TRIB	BUTAF	RY OF V	VARM	SPRING CREEK
Source Name Source Ty			JNNAMED UNDWATE		BUTAF	RY OF V	VARM	SPRING CREEK
	pe:	GRO	UNDWATE		BUTAF	RY OF V	VARM	SPRING CREEK
Source Ty Point of Diver	pe:	GRO	UNDWATE version: <u>Qtr</u>	R <u>r Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
Source Ty Point of Diver <u>ID</u> 1	pe: rsion and I	GRO Means of Div <u>Govt Lot</u>	UNDWATE version: Qtr SWNE	R <u>r Sec</u> SW	<u>Sec</u> 5		<u>Rge</u>	
Source Ty Point of Diver <u>ID</u> 1	pe: rsion and I î Diversion	GRO Means of Div <u>Govt Lot</u> : JANUARY	UNDWATE version: <u>Qtr</u> SWNE 1 TO DEC	R <u>r Sec</u> SW	<u>Sec</u> 5	<u>Twp</u>	<u>Rge</u>	<u>County</u>
Source Ty Point of Diver <u>ID</u> 1 Period of	pe: rsion and I ? Diversion n Means:	GRO Means of Div <u>Govt Lot</u> :: JANUARY HEADGA	UNDWATE version: <u>Qtr</u> SWNE 1 TO DEC	ER <u>r Sec</u> ESW EMBI	<u>Sec</u> 5 ER 31	<u>Twp</u>	<u>Rge</u>	<u>County</u>
Source Ty Point of Diver <u>ID</u> 1 Period of Diversion	pe: rsion and I ? Diversion n Means:	GRO Means of Div <u>Govt Lot</u> :: JANUARY HEADGA	UNDWATE rersion: <u>Qtr</u> SWNE 1 TO DEC TE	ER <u>r Sec</u> ESW EMBI	<u>Sec</u> 5 ER 31	<u>Twp</u>	<u>Rge</u>	<u>County</u>
Source Ty Point of Diver <u>ID</u> 1 Period of Diversion Period of Uses	pe: rsion and I ? Diversion n Means:	GRO Means of Div <u>Govt Lot</u> :: JANUARY HEADGA	UNDWATE rersion: SWNE 1 TO DEC TE 1 TO DEC	ER <u>r Sec</u> ESW EMBI	<u>Sec</u> 5 ER 31	<u>Twp</u>	<u>Rge</u> 20E	<u>County</u>
Source Ty Point of Diver ID 1 Period of Diversion Period of Use: Place of Use:	pe: rsion and I ? Diversion n Means: :	GRO Means of Div <u>Govt Lot</u> :: JANUARY HEADGA JANUARY	UNDWATE rersion: <u>Qtr</u> SWNE 1 TO DEC TE 1 TO DECI <u>Qtr</u>	ER ESW EMBI	<u>Sec</u> 5 ER 31 ER 31	<u>Тwp</u> 16N	<u>Rge</u> 20E	<u>County</u> FERGUS
Source Ty Point of Diver <u>ID</u> 1 Period of Diversion Period of Use: <u>ID</u>	pe: rsion and I ? Diversion n Means: :	GRO Means of Div <u>Govt Lot</u> :: JANUARY HEADGA JANUARY	UNDWATE rersion: SWNE 1 TO DEC 1 TO DEC 1 TO DEC <u>Qtr</u> N2	ER ESW EMBI EMBI	<u>Sec</u> 5 ER 31 ER 31 <u>Sec</u>	<u>Тwp</u> 16N <u>Тwp</u>	<u>Rge</u> 20E <u>Rge</u>	<u>County</u> FERGUS <u>County</u>

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Version:       2 - REEXAMINED Status:       ACTIVE         Owners:       TERRY A ECONOM BOX 104 WINIFRED, MT 59489 0104       Winifred, MT 59489 0104         DONNA ECONOM BOX 4 WINIFRED, MT 59489       DONNA ECONOM BOX 4 WINIFRED, MT 59489         Priority Date:       JULY 15, 1960         Type of Historical Right:       USE         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       UNNAMED TRIBUTARY OF LITTLE SALT CREEK Source Type:         SURFACE WATER       SURFACE WATER         Point of Diversion and Wenson       TH SURFACE WATER         ID 1       Qtr See See Twp Reg County NESWSW 14 20N 18E FERGUS         "Period of Diversio:: JANUARY 1 TO DECEMBER 31	Water Right Number:	41S 139661-00 STATEMENT OF CLAIM				
Owners:TERRY A ECONOM BOX 104 WINIFRED, MT 59489 0104DONNA ECONOM BOX 4 WINIFRED, MT 59489 0104Priority Date:JULY 15, 1960Type of Historical Right:USEPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.Source Name:UNNAMED TRIBUTARY OF LITTLE SALT CREEK SURFACE WATERPoint of Diversion and Hears of Diversion:Kree Serve Se						
BOX 104 WINIFRED, MT 59489 0104         DONNA ECONOM BOX 4 WINIFRED, MT 59489         Priority Date:         JULY 15, 1960         Type of Historical Right:         VSE         Purpose(use):         STOCK         *Flow Rate:         A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       UNNAMED TRIBUTARY OF LITTLE SALT CREEK SOURCE WATER         Point of Diversion and WERSION       Stre C WATER         MINAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		Status: ACTIVE				
BOX 4 WINIFRED, MT 59489Priority Date:JULY 15, 1960Type of Historical Right:USEPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.Source Name:UNNAMED TRIBUTARY OF LITTLE SALT CREEK SOURCE.Point of Diversion and HistoricalSter TwpID 1Govt LotQtr SecSecTwpRgeCountyID 1Govt LotQtr SecSecTwpRgeCounty	Owners:	BOX 104				
Type of Historical Right: USEPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.Source Name:UNNAMED TRIBUTARY OF LITTLE SALT CREEK SURFACE WATERPoint of Diversion and Warse of Diversion:Sur Gov Lot NESWSW 14 20N 18E FERGUS		BOX 4				
Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       UNNAMED TRIBUTARY OF LITTLE SALT CREEK         Source Type:       SURFACE WATER         Point of Diversion and Wears of Diversion:       Or Stree Sec Twp Reg County NESWSW 14 20N 18E FERGUS	Priority Date:	JULY 15, 1960				
*Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       UNNAMED TRIBUTARY OF LITTLE SALT CREEK         Source Type:       SURFACE WATER         Point of Diversion and Means of Diversion:       Image: County NESWSW 14 20N 18E FERGUS	Type of Historical Right	t: USE				
ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.Source Name:UNNAMED TRIBUTARY OF LITTLE SALT CREEK SURFACE WATERPoint of Diversion and Means of Diversion: 1Govt LotQtr SecSecTwpRge County 18EFERGUS	Purpose(use):	STOCK				
STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.Source Name:UNNAMED TRIBUTARY OF LITTLE SALT CREEK SURFACE WATERSource Type:SURFACE WATERPoint of Diversion and Means of Diversion:Qtr SecSecTwpRgeCounty1Govt LotQtr SecSecTwpRgeCounty1NESWSW1420N18EFERGUS	*Flow Rate:	ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM				
Source Type:SURFACE WATERPoint of Diversion and Means of Diversion:IDGovt LotQtr SecSecTwpRgeCounty1NESWSW1420N18EFERGUS	*Volume:	STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER				
Source Type:Point of Diversion and Means of Diversion:IDGovt LotQtr SecSecTwpRgeCounty1NESWSW1420N18EFERGUS	Source Name:	UNNAMED TRIBUTARY OF LITTLE SALT CREEK				
IDGovt LotQtr SecSecTwpRgeCounty1NESWSW1420N18EFERGUS	Source Type:	SURFACE WATER				
1 NESWSW 14 20N 18E FERGUS	Point of Diversion and Means of Diversion:					
	$\underline{ID}_{4}$					
	*Period of Diversion					

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

**ONSTREAM Reservoir:** T<u>wp</u> **Rge** County **Govt Lot** Qtr Sec Sec NESWSW 18E FERGUS 14 20N **DIVERSION #1 Diversion to Reservoir:** Period of Use: JANUARY 1 TO DECEMBER 31 Place of Use: ID Acres Rge County Govt Lot <u>Qtr Sec</u> Twp Sec 1 NESWSW 14 20N 18E FERGUS 2..... ..... THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 13966	<b>2-00</b> STA	TEMENT	OF CLA	١M	
	Version:	2 REEXA	MINED			
		Status:	ACTIVE			
Owners:	RICHARD W PORTER 420 PORTER LN STANFORD, MT 59479					
	D EILENE F 420 PORTE STANFORD	R LN				
Priority Date:	MARCH 31,	1893				
Type of Historical Right	FILED					
Purpose(use):	DOMESTIC					
Flow Rate:	12.00 GPM					
Volume:	1.50 AC-FT					
Households:	1					
Maximum Acres:	0.25					
Source Name:	GROUNDW	ATER				
Source Type:	GROU	NDWATER				
Point of Diversion and M	<b>Ieans of Dive</b>	rsion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> SWSEN		<u>Тwp</u> 17N	<u>Rge</u> 12E	<u>County</u> JUDITH BASIN
Period of Diversion	: JANUARY 1	TO DECEN	MBER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1	TO DECEN	IBER 31			

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	0.25		SWSENE	21	17N	12E JUDITH BASIN
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.

139662-00 139664-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

**Diversion Means:** 

# PRELIMINARY DECREE JUDITH RIVER BASIN 41S ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 139663-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HELMAK PO BOX 246 STANFORD, MT 59479 0246
	WALTER E MYLLYMAKI PO BOX 246 STANFORD, MT 59479 0246
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF COYOTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
ID	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u>
1	NWNWSW 29 17N 13E JUDITH BASIN
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31

LIVESTOCK DIRECT FROM SOURCE

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

**ONSTREAM Reservoir:** T<u>wp</u> **Rge** County **Govt Lot** Qtr Sec Sec 13E JUDITH BASIN NWNWSW 29 17N **DIVERSION #1 Diversion to Reservoir:** Period of Use: JANUARY 1 TO DECEMBER 31 Place of Use: ID Acres Rge County Govt Lot <u>Qtr Sec</u> Twp Sec 1 NWNWSW 29 17N 13E JUDITH BASIN 2..... THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139664-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WALTER E MYLLYMAKI PO BOX 246 STANFORD, MT 59479 0246
	HELMAK PO BOX 246 STANFORD, MT 59479 0246
Priority Date:	MARCH 31, 1893
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	12.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
·	SWSENE 21 17N 12E JUDITH BASIN : JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> <u>County</u>
1			SWSENE	21	17N	12E JUDITH BASIN

#### 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.

139662-00 139664-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139665-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HELMAK PO BOX 246 STANFORD, MT 59479 0246
	WALTER E MYLLYMAKI PO BOX 246 STANFORD, MT 59479 0246
Priority Date:	SEPTEMBER 20, 1961
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NESWNW 28 17N 12E JUDITH BASIN : JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NESWNW	28	17N	12E JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139666-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WALTER E MYLLYMAKI PO BOX 246 STANFORD, MT 59479 0246
	HELMAK PO BOX 246 STANFORD, MT 59479 0246
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	4.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF COYOTE CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
·	NWSWSW 31 17N 13E JUDITH BASIN
Diversion Means:	n: JANUARY 1 TO DECEMBER 31 FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWSWSW	31	17N	13E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139667-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WALTER E MYLLYMAKI PO BOX 246 STANFORD, MT 59479 0246
	HELMAK PO BOX 246 STANFORD, MT 59479 0246
Priority Date:	DECEMBER 31, 1932
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	WOLF CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty2117N12EJUDITH BASIN
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

AUGUST 18, 2022 41S 139667-00 Page 2 of 2

Point of Diversion and Means of Diversion:					
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
2			28	17N	12E JUDITH BASIN
Period of Divers	ion: JANUARY 1 T	O DECEMB	ER 31		
<b>Diversion Mean</b>	s: LIVESTOCK D	DIRECT FRO	M SO	URCE	
Period of Use:	JANUARY 1 T	O DECEMBE	ER 31		
Place of Use:					
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			28	17N	12E JUDITH BASIN
2			21	17N	12E JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139668-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	HELMAK PO BOX 246 STANFORD, MT 59479 0246
	WALTER E MYLLYMAKI PO BOX 246 STANFORD, MT 59479 0246
<b>Priority Date:</b>	APRIL 13, 1957
Type of Historical Right	t: FILED
Purpose(use):	STOCK
Flow Rate:	4.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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
	FLOWING ARTESIAN WELL
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW2917N13EJUDITH BASIN
	a: JANUARY 1 TO DECEMBER 31
Diversion Means: Period of Use:	WELL JANUARY 1 TO DECEMBER 31
reniou of Use:	

\*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NWNWSW	29	17N	13E	JUDITH BASIN

#### Remarks:

THE PLACE OF USE WAS AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139669-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	HELMAK PO BOX 246 STANFORD, MT 59479 0246			
	WALTER E MYLLYMAKI PO BOX 246 STANFORD, MT 59479 0246			
Priority Date:	MAY 20, 1893			
Type of Historical Right	FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
Flow Rate:	7.58 CFS			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Areas	3 - MODERATE			
Maximum Acres:	200.00			
Source Name:	WOLF CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and M	Jeans of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW2817N12EJUDITH BASIN			
Period of Diversion Diversion Means:	: MAY 1 TO AUGUST 20 DIKE			

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Point of Diversion and Means of Diversion.

Point of	Found of Diversion and Means of Diversion:						
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
2			SWSWSE	21	17N	12E	JUDITH BASIN
Peri	od of Diversion	: MAY 1 TO AU	JGUST 20				
<b>Diversion Means:</b>		DIKE					
Period of	f Use:	MAY 1 TO AL	JGUST 20				
Place of V	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	40.00		SESE	21	17N	12E	JUDITH BASIN
2	40.00		NESE	21	17N	12E	JUDITH BASIN
3	120.00		NW	28	17N	12E	JUDITH BASIN
Total:	200.00						

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-279-65 , DATED 09/18/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE DIKE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139669-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139670-00 STATEMENT OF CLAIM						
	Version:	3 REI	EXAMIN	IED			
		Status:	AC	CTIVE			
Owners:	RR 3	AGNES B KOCHIVAR RR 3 STANFORD, MT 59479					
	RR 3	ANTHONY J KOCHIVAR RR 3 STANFORD, MT 59479					
Priority Date:	MAY 31, 19	50					
Type of Historical Right	USE						
Purpose(use):	IRRIGATION	١					
Irrigation Type:	FLOOD						
Flow Rate:	225.00 GPN	225.00 GPM					
*Volume:	-	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 3 - MODER	ATE					
Maximum Acres:	38.00						
Source Name:	SAGE CRE	EK					
Source Type:	SURF	ACE W	ATER				
*Point of Diversion and N	Aeans of Dive	rsion:					
<u>ID</u> 1	<u>Govt Lot</u>		<u>)tr Sec</u> SWSE	<u>Sec</u> 14	<u>Тwp</u> 15N		<u>County</u> JUDITH BASIN
Period of Diversion	: APRIL 15 T		UST 15				
<b>Diversion Means:</b>	HEADGAT	Ξ					
Period of Use:	APRIL 15 T	O AUGI	JST 15				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1	15.00		N2SESE	14	15N	12E	JUDITH BASIN
2	18.00		E2NESE	14	15N	12E	JUDITH BASIN
3	5.00		SESENE	14	15N	12E	JUDITH BASIN
Total:	38.00						

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139671-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	ANTHONY J KOCHIVAR RR 3 STANFORD, MT 59479				
	AGNES B KOCHIVAR RR 3 STANFORD, MT 59479				
Priority Date:	APRIL 25, 1881				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	350.00 GPM				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 3 - MODERATE				
Maximum Acres:	77.00				
Source Name:	SAGE CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWNE 26 15N 12E JUDITH BASIN				
Period of Diversion Diversion Means:	: APRIL 15 TO JULY 15 HEADGATE				
Period of Use:	APRIL 15 TO JULY 15				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	20.00		NWNE	26	15N	12E	JUDITH BASIN
2	12.00		E2SWSE	23	15N	12E	JUDITH BASIN
3	20.00		NESE	23	15N	12E	JUDITH BASIN
4	25.00		NWSE	23	15N	12E	JUDITH BASIN
Total:	77.00						

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 139672-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ANTHONY J KOCHIVAR RR 3 STANFORD, MT 59479
	AGNES B KOCHIVAR RR 3 STANFORD, MT 59479
Priority Date:	JULY 31, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SAGE CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS PORCUPINE CREEK
Point of Diversion and	Means of Diversion:
ID	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>
1	SESENE 7 14N 12E JUDITH BASIN

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE

# THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reservoi	r: ONS	STREAM				
		<u>Govt Lot</u>	<u>Qtr Sec</u> SESENE	<u>Sec</u> 7	<u>Twp</u> 14N	<u>Rge</u> <u>County</u> 12E JUDITH BASIN
Diver	sion to Re	eservoir: DIVE	ERSION # 1			
Period of Use:		MAY 1 TO NO	/EMBER 30			
Place of Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SESENE	7	14N	12E JUDITH BASIN

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139673-0	00 STATEMENT OF CLAIM
	Version: 2 -	REEXAMINED
	Sta	tatus: ACTIVE
Owners:	AGNES B KOO RR 3 STANFORD, M	
	ANTHONY J K RR 3 STANFORD, M	
Priority Date:	JULY 31, 1940	0
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	CONSISTS OF DITCH SYSTE	FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE F STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A EM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT LY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK WATE ANIMAL UNIT.	NCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR ERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER T. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING ND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER
Source Name:	SPRING, UNN	NAMED TRIBUTARY OF PORCUPINE CREEK
Source Type:	GROUNE	DWATER
Point of Diversion and I	Means of Diversio	ion:
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSE 7 14N 12E JUDITH BASIN
Period of Diversion		
Diversion Means:		DIRECT FROM SOURCE

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Period of Use: MAY 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NENWSE	7	14N	12E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 139674-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ANTHONY J KOCHIVAR RR 3 STANFORD, MT 59479
	AGNES B KOCHIVAR RR 3
	STANFORD, MT 59479
Priority Date:	JULY 31, 1940
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SAGE CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
-	NESWNE 24 15N 12E JUDITH BASIN
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

**ONSTREAM Reservoir:** T<u>wp</u> **Rge** County **Govt Lot** Qtr Sec Sec 12E JUDITH BASIN NESWNE 24 15N **DIVERSION #1 Diversion to Reservoir:** Period of Use: JANUARY 1 TO DECEMBER 31 Place of Use: ID Acres Rge County Govt Lot <u>Qtr Sec</u> <u>Sec</u> Twp 1 NESWNE 24 15N 12E JUDITH BASIN 2..... THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

**Diversion Means:** 

# PRELIMINARY DECREE JUDITH RIVER BASIN 41S ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 139675-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AGNES B KOCHIVAR RR 3 STANFORD, MT 59479				
	ANTHONY J KOCHIVAR RR 3 STANFORD, MT 59479				
Priority Date:	AUGUST 31, 1947				
Type of Historical Right	it: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING BRANCH				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>				
1	NESWSE 31 15N 12E JUDITH BASIN				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					

LIVESTOCK DIRECT FROM SOURCE

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reservoir	r: ONS	STREAM					
		<u>Govt Lo</u>	t <u>Qtr Sec</u> NESWSE	<u>Sec</u> 31	<u>Twp</u> 15N	<u>Rge</u> 12E	<u>County</u> JUDITH BASIN
Diver	sion to R	eservoir:	DIVERSION # 1				
Period of Use:		MAY 1 TO	DECEMBER 31				
Place of Use:							
<u>ID</u>	Acres	<u>Govt Lo</u>	t <u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			NESWSE	31	15N		JUDITH BASIN
THE DNRC							NIFICANT FACTS, DATA, OR

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139676-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	TERRY A ERNST 1195 HANSON CREEK RD LEWISTOWN, MT 59457					
	SHIRLEY A ERNST 1195 HANSON CREEK RD LEWISTOWN, MT 59457					
Priority Date:	DECEMBER 31, 1929					
Type of Historical Right	USE					
Purpose(use):	DOMESTIC					
Flow Rate:	110.00 GPM					
Volume:	6.00 AC-FT					
Households:	2					
Maximum Acres:	2.00					
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF HANSON CREEK GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNE1614N19EFERGUS					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	2.00		NWSWSE	9	14N	19E FERGUS
Total:	2.00					

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

139676-00 139678-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139677-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	J & C MOODIE PROPERTIES LLC 159 URANIUM DR LEWISTOWN, MT 59457 3248
Priority Date:	DECEMBER 21, 1881
Type of Historical Right:	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER/FLOOD
Flow Rate:	3.34 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:	88.00
Source Name:	HANSON CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Jeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyW21614N19EFERGUS
Period of Diversion Diversion Means:	: APRIL 15 TO OCTOBER 15 PUMP/FLOOD AND DIKE
2	W2 9 14N 19E FERGUS
	APRIL 15 TO OCTOBER 15
<b>Diversion Means:</b>	PUMP/FLOOD AND DIKE
	POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.

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Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	24.00		W2	9	14N	19E FERGUS
2	64.00		W2	16	14N	19E FERGUS
Total:	88.00					

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MEANS OF DIVERSION DOES NOT APPEAR TO BE STANDARDIZED. THE MEANS OF DIVERSION APPEARS TO BE A PUMP.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-210 , DATED 09/25/1979 , 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 139678-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	TERRY A ERNST 1195 HANSON CREEK RD LEWISTOWN, MT 59457				
	SHIRLEY A ERNST 1195 HANSON CREEK RD LEWISTOWN, MT 59457				
Priority Date:	DECEMBER 31, 1929				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF HANSON CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u>	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>				
1	NENWNE 16 14N 19E FERGUS				
	a: JANUARY 1 TO DECEMBER 31				

Diversion Means: FLOWING

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1			SWSE	9	14N	19E	FERGUS
2			NENWNE	16	14N	19E	FERGUS

#### **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.

139676-00 139678-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139679-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
Priority Date:	SEPTEMBER 25, 1908					
Type of Historical Right:	FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	11.18 CFS					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area:	2 - MODERATELY HIGH					
Maximum Acres:	295.00					
Source Name:	JUDITH RIVER					
Source Type:	SURFACE WATER					
Point of Diversion and N	Ieans of Diversion:					
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County					
•	NESWSE 2 21N 16E FERGUS					
	: MAY 1 TO SEPTEMBER 30					
Diversion Means:						
Period of Use:	MAY 1 TO SEPTEMBER 30					

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	60.00		W2W2	26	22N	16E FERGUS
2	25.00		NWNW	35	22N	16E FERGUS
3	40.00		E2NE	34	22N	16E FERGUS
4	170.00		E2	27	22N	16E FERGUS
Total:	295.00					

#### 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.

135365-00 135366-00 135367-00 135371-00 135374-00 135376-00 135377-00 135378-00 139679-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 165.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-44 , DATED 09/25/1979 , APPEARS TO INDICATE 181.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139679-00 Page 3 of 3

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 1396	80-00	STATEMENT OF CLAIM				
	Version:	2 REE	EXAMINED				
		Status:	ACTIVE				
Owners:	SHAWNA 4865 COU NEW SALI	NTY RD 1					
	WILLIAM F 272 DERE BOZEMAN	KWAY	18 7304				
	JANICE C NOLL 5134 S FRASER WAY AURORA, CO 80015						
	THEODOR % JANET I 609 WOOI EVERETT,	RISH D PLACE	#2305				
	LEWANNA 1101 5TH A LEWISTON	AVE S	59457 3305				
Priority Date:	DECEMBE	R 31, 18	90				
Type of Historical Right	USE						
Purpose(use):	IRRIGATIO	N					
Irrigation Type:	FLOOD						
Flow Rate:	170.54 GP	М					
Volume:	41.10 AC-F	-T					
Climatic Areas	4 - MODEF	RATELY L	LOM				
	45.00						

Maximum Acres: 15.00

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*Source Na	ame:	CASINO CR	EEK				
Source	e Type:	SURFA	CE WATER				
Point of <b>D</b>	Diversion and 1	Means of Diver	sion:				
ID		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NWNESE	33	15N	18E	FERGUS
Perio	d of Diversion	n: MAY 1 TO N	IOVEMBER 1				
Diver	rsion Means:	HEADGATE					
2			NWSWNW	34	15N	18E	FERGUS
Perio	d of Diversion	n: MAY 1 TO N	IOVEMBER 1				
Dive	rsion Means:	HEADGATE					
Period of	Use:	MAY 1 TO N	OVEMBER 1				
Place of U	se:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1	4.00		S2SENE	33	15N	18E	FERGUS
2	2.00		NWNESE	33	15N	18E	FERGUS
3	9.00		W2NWNW	34	15N	18E	FERGUS
Total:	15.00						

#### 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.

139680-00 30996-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-178-53 AND 30027-278-196 , DATED 09/18/1979 AND 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SOURCE, OR FROM A

# PRELIMINARY DECREE **JUDITH RIVER BASIN 41S ABSTRACT OF WATER RIGHT CLAIM**

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139681-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
	LYNN S IRISH 272 DEREK WAY BOZEMAN, MT 59718 7304
	JANICE C NOLL 5134 S FRASER WAY AURORA, CO 80015
	WILLIAM F IRISH 272 DEREK WAY BOZEMAN, MT 59718 7304
	SHAWNA M EGLI 4865 COUNTY RD 139 NEW SALEM, ND 58563
	LEWANNA D JOEST 1101 5TH AVE S LEWISTOWN, MT 59457 3305
	THEODORE D IRISH % JANET IRISH 609 WOOD PLACE #2305 EVERETT, WA 98203
Priority Date:	JANUARY 13, 1893
Type of Historical Right:	USE
Purpose(use):	STOCK
	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

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DCCICC	report	i uyu	0040

AUGUST 18, 2022 41S 139681-00 Page 2 of 3						Decree Report - Pa
*Volume:	STOCK WATERI ANIMAL UNIT. AI	NG PURP NIMAL UN	OSES	AT THE	E RAT E BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
*Source Name:	UNNAMED TRIE	BUTARY C	F CAS	SINO CF	REEK	
Source Type:	SURFACE	WATER				
	ALSO KNOWN A	AS UNNAN	/IED TI	RIBUTA	RY BI	G CASINO CREEK
Point of Diversion and N	leans of Diversion:					
ID 1	<u>Govt Lot</u>	<u>Qtr Sec</u> W2SE	<u>Sec</u> 34	<u>Twp</u> 15N		<u>County</u> FERGUS
Period of Diversion	: JANUARY 1 TO	DECEMBI	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DIR	ECT FRO	M SOL	JRCE		
2		E2NW	34	15N	18E	FERGUS
Period of Diversion	: JANUARY 1 TO	DECEMBI	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DIR	RECT FRO	M SOL	JRCE		
3		ENWNW	•	15N	18E	FERGUS
Period of Diversion						
<b>Diversion Means:</b>	LIVESTOCK DIR	RECT FRO	M SOI	JRCE		
Period of Use:	JANUARY 1 TO I	DECEMBE	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		W2SE	34	15N	18E	FERGUS
2		E2NW	34	15N	18E	FERGUS

#### **Remarks:**

3

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

34

15N

18E FERGUS

NENWNW

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM. THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. •

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

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Water Right Number:	41S 139682-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LINSE RANCH TRUST % JUDITH LINSE 2121 LINSE LN DENTON, MT 59430
Priority Date:	OCTOBER 18, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WOLF CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSE720N16EFERGUS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 18, 2022 41S 139682-00 Page 2 of 2

**Reservoir: ONSTREAM** Qtr Sec Sec **Govt Lot Rge** County Twp 16E FERGUS NWSWSE 7 20N **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 NWSWSE 7 20N 16E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 1396	683-00 STATEMENT OF CLAIM		
	Version:	2 REEXAMINED		
		Status: ACTIVE		
Owners:	LINSE RAI % JUDITH 2121 LINS DENTON,	SE LN		
Priority Date:	OCTOBER	र 24, 1958		
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	ONSTREA	TIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS AM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	STOCK W	HT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR /ATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER JNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING Y AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER		
Source Name:	UNNAME	D TRIBUTARY OF WOLF CREEK		
Source Type:	SURI	FACE WATER		
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSE 1 20N 15E FERGUS		
*Period of Diversion	: JANUARY	Y 1 TO DECEMBER 31		
<b>Diversion Means:</b>	LIVESTOC	CK DIRECT FROM SOURCE		

*Reservoir: ON	STREAM Reservoir Name: HOME					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSE	<u>Sec</u> 1	<u>Twp</u> 20N		<u>County</u> FERGUS
Diversion to R Dam Height: Depth: Surface Area: Capacity:		DIVERSION # 1 15.00 FEET 12.00 FEET 1.52 ACRES 7.30 ACRE-				
		CITY, DAM HEI MATED BY DN	,	ΜΑΧΙΜΙ	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY <sup>2</sup>	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		S2NWSE	1	20N	15E	FERGUS

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 139683-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139684-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	TURECK AG LLC 599 TURECK LN COFFEE CREEK, MT 59424 8012				
Priority Date:	APRIL 1, 1885				
Type of Historical Right:	USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	NATURAL SUBIRRIGATION				
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area:	3 - MODERATE				
Maximum Acres:	180.00				
Source Name: Source Type:	SUBIRRIGATION, UNNAMED TRIBUTARY OF MEADOW CREEK SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN21717N12EJUDITH BASIN				
	: APRIL 1 TO OCTOBER 1				
<b>Diversion Means:</b>	FLOWING				
Period of Use:	APRIL 1 TO OCTOBER 1				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	180.00		N2	17	17N	12E JUDITH BASIN
Total:	180.00					

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 320.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

USDA AERIAL PHOTOGRAPH NO(S). 30045-279-63 , DATED 09/18/1979 , APPEARS TO INDICATE 271.00 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139685-00 STATEMENT OF CLAIM							
	Version:	2 REEXAMI	NED					
		Status: A	CTIVE					
Owners:	599 TUREC	TURECK AG LLC 599 TURECK LN COFFEE CREEK, MT 59424 8012						
<b>Priority Date:</b>	JUNE 1, 19	00						
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:	MEADOW	CREEK						
Source Type:	SURF	ACE WATER						
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u>		Twp		County		
			25	17N	11E	JUDITH BASIN		
Period of Diversion Diversion Means:	Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE							
2	LIVESTOC	E2SE	24	17N	11⊏	JUDITH BASIN		
∠ Period of Diversior					110	JUDITH BASIN		
Diversion Means:		K DIRECT FRO						

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>
1			NE	25	17N	11E JUDITH BASIN
2			E2SE	24	17N	11E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

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Water Right Number:	41S 139686-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	DANIEL J HORAN 1611 STRAW RD MOORE, MT 59464							
	LEO J HORAN 1611 STRAW RD MOORE, MT 59464							
Priority Date:	DECEMBER 31, 1935							
Type of Historical Right	FILED							
Purpose(use):	DOMESTIC							
Flow Rate:	20.00 GPM							
Volume:	2.10 AC-FT							
Households:	2							
Maximum Acres:	0.25							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNW1913N16EFERGUS							
	: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>								
Period of Use:	JANUARY 1 TO DECEMBER 31							

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	0.25		NENWNW	19	13N	16E FERGUS
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.

139686-00 139687-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 139687-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	DANIEL J HORAN 1611 STRAW RD MOORE, MT 59464					
	LEO J HORAN 1611 STRAW RD MOORE, MT 59464					
Priority Date:	DECEMBER 31, 1935					
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> 1	Govt Lot Otr Sec Sec Twp Rge County					
•	NENWNW 19 13N 16E FERGUS I: JANUARY 1 TO DECEMBER 31					
Diversion Means:	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NENWNW	19	13N	16E FERGUS

#### 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.

139686-00 139687-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140015-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE					
Owners:	WICKENS SALT CREEK RANCH LLC 11955 SALT CREEK RD HILGER, MT 59451 9600					
Priority Date:	APRIL 20, 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 LITTLE SALT CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESW2220N18EFERGUS					
*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE						

*Reservoir: ON	STREAM Reservoir Name: BROWN'S #6						
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENESW	<u>Sec</u> 22	<u>Twp</u> 20N		<u>County</u> FERGUS	
Diversion to R Dam Height: Depth: Surface Area: Capacity:	1	VERSION # 1 3.00 FEET 0.00 FEET 1.99 ACRES 7.96 ACRE-	-				
		ITY, DAM HEI IATED BY DN		MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE	
Period of Use:	JANUARY 1	TO DECEMBI	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		NENESW	22	20N	18E	FERGUS	

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ALTHOUGH NOT OBJECTED TO, THE SOURCE NAME WAS CHANGED TO REFLECT THE CHANGES SUGGESTED BY THE UNITED STATES OF AMERICA, DEPARTMENT OF INTERIOR IN THEIR 1987 DECSIONS ON GEOGRAPHIC NAMES IN THE UNITED STATES. THIS MAY BE HEARD AT THE PRELIMINARY DECREE STAGE.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140015-00 Page 3 of 3

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140016-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JON T WIGEN PO BOX 196 HOBSON, MT 59452 0196						
	CAROL R WIGEN PO BOX 196 HOBSON, MT 59452 0196						
Priority Date:	NOVEMBER 3, 1886						
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:	400.00 AC-FT						
Climatic Area	: 3 - MODERATE						
Maximum Acres:	106.00						
Source Name:	ANTELOPE CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW3614N13EJUDITH BASIN						
*Period of Diversion Diversion Means:	HEADGATE						

\*Reservoir:

**ONSTREAM** 

100		01112/011					
		<u>Govt Lot</u> N	<u>Qtr Sec</u> ESESW	<u>Sec</u> 36	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN
	Diversion to Re	eservoir: DIVER	SION # 1				
	Dam Height:	11.00	FEET				
	Depth:	8.00	FEET				
	Surface Area:	5.76	ACRES	3			
	Capacity:	18.43	ACRE-	FEET			
		THE CAPACITY, I BEEN ESTIMATE		,	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period o	f Use:	MAY 1 TO AUGU	ST 1				
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1	106.00			36	14N	13E	JUDITH BASIN
Total:	106.00						

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

# 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 122.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-78, DATED 09/17/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM. THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON ANTELOPE CREEK WITH A PRIORITY DATE PREDATING CASE NO 1447, JUDITH BASIN COUNTY. IF NO OBJECTIONS ARE FILED TO PRIORITY DATE OR TYPE OF HISTORICAL RIGHT, THESE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS REMARK WILL BE REMOVED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 21.7 TIMES THE CAPACITY OF THE RESERVOIR.  A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140017-00 STATEMENT OF CLAIM							
	Version:	2 REEXAMI	IED					
		Status: A	CTIVE					
Owners:	RONCOR INC PO BOX 1278 THOUSAND OAKS, CA 91358 0278							
Priority Date:	JUNE 19, 1957							
Type of Historical Right	: USE							
Purpose(use):	MINING							
Flow Rate:	2.23 CFS							
Volume:	200.00 AC-FT							
	THIS USE MAY CONSUME SOME WATER, BUT UNTIL THAT AMOUNT IS QUANTIFIED, IT IS PRESUMED THAT THE USE IS NON-CONSUMPTIVE.							
Source Name:	YOGO CREEK							
Source Type:	SURF	ACE WATER						
Point of Diversion and M	Aeans of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENESE	<u>Sec</u> 20	<u>Тwp</u> 13N	<u>Rge</u> 11E	<u>County</u> JUDITH BASIN		
Period of Diversion		1 TO DECEMB	ER 31					
<b>Diversion Means:</b>	PUMP							
Period of Use:	Period of Use: JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1		NWSW	21	13N	11E	JUDITH BASIN		

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	er Right Number: 41S 140018-00 STATEMENT OF CLAIM							
	Version:	2 REEXAMIN	IED					
		Status: A	CTIVE					
Owners:	RONCOR INC PO BOX 1278 THOUSAND OAKS, CA 91358 0278							
Priority Date:	SEPTEMBE	SEPTEMBER 29, 1894						
Type of Historical Right	: FILED							
Purpose(use):	MINING							
Flow Rate:	12.38 CFS							
Volume:	1,500.00 AC	-FT						
	THIS USE MAY CONSUME SOME WATER, BUT UNTIL THAT AMOUNT IS QUANTIFIED, IT IS PRESUMED THAT THE USE IS NON-CONSUMPTIVE.							
Source Name:	YOGO CRE	EK						
Source Type:	SURF/	ACE WATER						
Point of Diversion and M	leans of Diver	rsion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESW	<u>Sec</u> 1	<u>Twp</u> 13N		<u>County</u> JUDITH BASIN		
Period of Diversion			ER 31					
<b>Diversion Means:</b>	: HEADGATE							
Period of Use:	Period of Use: JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1		NWSW	21	13N	11E	JUDITH BASIN		
2		NESE	20	13N	11E	JUDITH BASIN		

**Remarks:** 

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STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AN AMENDMENT WAS SUBMITTED ON 03/31/2022 REQUESTING TO AMEND THE MEANS OF DIVERSION. THE AMENDMENT WAS NOT PROCESSED. THE AMENDMENT WILL BE REVIEWED AFTER THE ISSUANCE OF THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 14001	9-00 STATE	MENT	OF CL	AIM				
	Version: 2 REEXAMINED								
		Status: A	CTIVE						
Owners:	RONCOR INC PO BOX 1278 THOUSAND OAKS, CA 91358 0278								
Priority Date:	JULY 30, 1900								
Type of Historical Right	ype of Historical Right: FILED								
Purpose(use):	MINING								
Flow Rate:	5.00 CFS								
Volume:	200.00 AC-FT								
	THIS USE MAY CONSUME SOME WATER, BUT UNTIL THAT AMOUNT IS QUANTIFIED, IT IS PRESUMED THAT THE USE IS NON-CONSUMPTIVE.								
Source Name:	YOGO CREEK								
Source Type:	SURFACE WATER								
Point of Diversion and Means of Diversion:									
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNE	<u>Sec</u> 20	<u>Twp</u> 13N	<u>Rge</u> 11E	<u>County</u> JUDITH BASIN			
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: HEADGATE									
Period of Use:	JANUARY 1 TO DECEMBER 31								
Place of Use:									
ID <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>			
1		NWSW	21	13N	11E	JUDITH BASIN			

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPRPRIATION ON YOGO CREEK WITH A PRIORITY DATE PREDATING CASE NO 982, FERGUS COUNTY. IF NO OBJECTIONS ARE FILED TO PRIORITY DATE OR TYPE OF HISTORICAL RIGHT, THESE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS REMARK WILL BE REMOVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140020	<b>)-00</b> STATE	MENT	OF CL	AIM			
	Version: 2 REEXAMINED							
	5	Status: A	CTIVE					
Owners:	RONCOR INC PO BOX 1278 THOUSAND OAKS, CA 91358 0278							
<b>Priority Date:</b>	JULY 1, 1904							
Type of Historical Right: DECREED								
Purpose(use):	MINING							
Flow Rate:	1.25 CFS							
Volume:	60.00 AC-FT							
	THIS USE MAY CONSUME SOME WATER, BUT UNTIL THAT AMOUNT IS QUANTIFIED, IT IS PRESUMED THAT THE USE IS NON-CONSUMPTIVE.							
Source Name:	YOGO CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESW	<u>Sec</u> 1	<u>Twp</u> 13N		<u>County</u> JUDITH BASIN		
Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	HEADGATE							
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>		
1		NWSW	21	13N	11E	JUDITH BASIN		
2		NESE	20	13N	11E	JUDITH BASIN		

**Remarks:** 

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STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AN AMENDMENT WAS SUBMITTED ON 03/31/2022 REQUESTING TO AMEND THE MEANS OF DIVERSION. THE AMENDMENT WAS NOT PROCESSED. THE AMENDMENT WILL BE REVIEWED AFTER THE ISSUANCE OF THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right N	umber:	41S 14002	1-00 STATE	MENT	OF CL	AIM	
		Version:	2 REEXAMIN	IED			
			Status: A	CTIVE			
Owners:		RONCOR IN PO BOX 12 THOUSANE		358 0	278		
<b>Priority Date:</b>		SEPTEMBE	R 27, 1894				
Type of Historical Right: DECREED							
Purpose(use):		MINING					
Flow Rate:		7.50 CFS					
Volume:		300.00 AC-I	FT				
							UT UNTIL THAT AMOUNT IS SE IS NON-CONSUMPTIVE.
Source Name	:	YOGO CRE	EK				
Source Ty	pe:	SURF	ACE WATER				
Point of Diver	rsion and N	Aeans of Dive	rsion:				
<u>ID</u> 1		Govt Lot	<u>Qtr Sec</u>		Twp		County
	<sup>9</sup> Dimonsion		SWSESW 1 TO DECEMB	1 = D 21	13N	10E	JUDITH BASIN
Diversion		HEADGAT		ENDI			
Period of Use	:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			SWSW	7	13N	11E	JUDITH BASIN
2			SE	12	13N	11E	JUDITH BASIN
3				18	13N	11F	JUDITH BASIN

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
4			NESE	20	13N	11E	JUDITH BASIN
5			NWSW	21	13N	11E	JUDITH BASIN

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140022-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HARTMAN LAND LLC 682 HARTMAN LN LEWISTOWN, MT 59457 2248
Priority Date:	JUNE 30, 1939
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ALKALI CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSE 29 18N 17E FERGUS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 18, 2022 41S 140022-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County SWSWSE 29 18N 17E FERGUS **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 SWSWSE 29 18N 17E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140023-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HARTMAN LAND LLC 682 HARTMAN LN LEWISTOWN, MT 59457 2248
Priority Date:	JUNE 15, 1939
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ALKALI CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENE3218N17EFERGUS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

AUGUST 18, 2022 41S 140023-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County SESENE 32 18N 17E FERGUS **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 SESENE 32 18N 17E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140024-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JAMES DOVER %DAVID DOVER 3741 STONEHAVEN RD BUFFALO, MT 59418
<b>Priority Date:</b>	DECEMBER 31, 1900
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF WEST BUFFALO CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	NWNWNW 31 12N 14E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING

Period of Use: JANUARY 1 TO DECEMBER 31

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWNW	31	12N	14E JUDITH BASIN

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140025-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DAVID DOVER 3741 STONEHAVEN RD BUFFALO, MT 59418
	MICHELE DOVER 3741 STONEHAVEN RD BUFFALO, MT 59418
Priority Date:	AUGUST 15, 1906
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	1.14 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 5 - LOW
Maximum Acres:	30.00
Source Name:	MARTIN COULEE
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSE 27 12N 14E JUDITH BASIN
	: MAY 1 TO SEPTEMBER 1
<b>Diversion Means:</b>	DIKE
Period of Use:	MAY 1 TO SEPTEMBER 1

### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	30.00		NE	27	12N	14E JUDITH BASIN
Total:	30.00					

### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 55.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-16 , DATED 09/17/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE DIKE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140026-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ROBERT J PATTERSON 981 BERBERET DR
	LEWISTOWN, MT 59457
	MARIAH L PATTERSON 981 BERBERET DR LEWISTOWN, MT 59457
Priority Date:	JUNE 1, 1921
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 CASINO CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS UNNAMED TRIBUTARY BIG CASINO CREEK
Point of Diversion and I	Means of Diversion:
ID	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	NWSWSE 10 14N 18E FERGUS
*Period of Diversion	I: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

## THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NWSWSE		<u>Twp</u> 14N	<u>Rge</u> <u>County</u> 18E FERGUS	
Diversion	to Reservoir: DI	VERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use: <u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>	
1		NWSWSE	10	14N	18E FERGUS	

### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140027-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	TAYLOR, PHIL AND SUSAN LIVING TRUST 937 BERBERET RD LEWISTOWN, MT 59457 8928
Priority Date:	OCTOBER 15, 1921
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF CASINO CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS UNNAMED TRIBUTARY BIG CASINO CREEK
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWSW 11 14N 18E FERGUS
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE

AUGUST 18, 2022 41S 140027-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM				
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSW	<u>Sec</u> 11	<u>Twp</u> 14N	<u>Rge</u> <u>County</u> 18E FERGUS
Diversio	n to Reservoir: D	IVERSION # 1			
Period of Use:	JANUARY 1	TO DECEMBE	ER 31		
Place of Use:					
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWSWSW	11	14N	18E FERGUS

### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140028-00	STATEMENT OF CL	AIM			
	Version: 2	REEXAMINED				
	Stat	tus: ACTIVE				
Owners:	ROBERT J PATTERSON 981 BERBERET DR LEWISTOWN, MT 59457					
	MARIAH L PAT 981 BERBERE LEWISTOWN, I	r DR				
Priority Date:	JUNE 1, 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:	GROUNDWAT	ER				
Source Type:	GROUND	WATER				
Point of Diversion and M	leans of Diversion	1:				
<u>ID</u> 1	Govt Lot	Qtr SecSecTwpNESESE1014N				
Period of Diversion		DECEMBER 31				
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	0.25		NESESE	10	14N	18E FERGUS
Total:	0.25					

### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140029-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	DAVID K SNAPP 454 ANGUS LN LEWISTOWN, MT 59457
	VALORIE J SNAPP 454 ANGUS LN LEWISTOWN, MT 59457
Priority Date:	NOVEMBER 1, 1884
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	15.44 CFS
*Volume:	1,197.00 AC-FT
	THE WATER COURT HAS DETERMINED THAT A VOLUME QUANTIFICATION IS REQUIRED TO ADEQUATELY ADMINISTER THIS RIGHT. THE MAY 19, 1988 STIPULATION FILED BY THE PARTIES IN CASE 41S-16 SPECIFIES THE FOLLOWING: "THE VOLUME SHALL NEVER EXCEED THE CLAIMED 1197 ACRE FEET, HOWEVER IF IT IS DETERMINED AT SOME POINT THAT LESS THAN 1197 ACRE FEET IS BENEFICIALLY UTILIZED BY CLAIMANTS, THE AMOUNT BENEFICIALLY USED SHALL GOVERN."
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	407.40
Source Name:	WARM SPRING CREEK
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 140029-00

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*Point	of Diversion	and Means	of Diversion:
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<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SWNENW	23	17N	17E FERGUS
Peri	iod of Diversion	: MAY 15 TO C	OCTOBER 15			
Dive	ersion Means:	HEADGATE	W/DITCH OR	PIPE	LINE/FI	LOOD AND DIKE
Period of	f Use:	MAY 15 TO O	CTOBER 15			
Place of	Use:					
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	239.10		S2	12	17N	16E FERGUS
2	116.40		S2N2	12	17N	16E FERGUS
3	51.90		W2SW	7	17N	17E FERGUS
Total:	407.40					

#### 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.

140029-00 140030-00 140033-00

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 05/19/2988 PURSUANT TO SECTION 85-2-233(6), MCA.

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MEANS OF DIVERSION DOES NOT APPEAR STANDARDIZED AND CANNOT BE CLARIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE 05/19/1988 STIPULATION FILED BY THE PARTIES IN CASE 41S-16 REQUESTS CHANGING THE MAXIMUM ACRES IRRIGATED AND PLACE OF USE TO 374.00 ACRES LOCATED IN SEC 12, TWP 17N, RGE 16E AND SEC 7, TWP 17N, RGE 17E FERGUS CO.

THE 05/19/1988 STIPULATION FILED BY THE PARTIES IN CASE 41S-16 REQUESTS CHANGING THE PERIOD OF USE TO MAY 1 TO OCTOBER 1 WITH THE FOLLOWING PROVISION: "THE PERIOD OF USE MAY BE EXTENDED TO OCTOBER 15 IN THOSE YEARS THAT ON OCTOBER 1 THE FLOW RATE OF WARM SPRING CREEK IS BELOW 120 CFS." THIS IS DEEMED A LATE OBJECTION AND WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 307.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE DITCH CONNECTED WITH THIS DIVERSION APPEARS TO BE THE BANK RANCH DITCH

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140030-00 STATEMENT OF CLAIM
	Version: 4 REEXAMINED
	Status: ACTIVE
Owners:	VALORIE J SNAPP 454 ANGUS LN LEWISTOWN, MT 59457
	DAVID K SNAPP 454 ANGUS LN LEWISTOWN, MT 59457
Priority Date:	AUGUST 9, 1890
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	15.44 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Areas	: 4 - MODERATELY LOW
Maximum Acres:	407.40
Source Name:	WARM SPRING CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENW2317N17EFERGUS
Period of Diversion	: MAY 15 TO OCTOBER 15
Diversion Means: Ditch Name:	HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE BANK RANCH DITCH

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Period of Use: MAY 15 TO OCTOBER 15

### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>
1	239.10		S2	12	17N	16E FERGUS
2	116.40		S2N2	12	17N	16E FERGUS
3	51.90		W2SW	7	17N	17E FERGUS
Total:	407.40					

### 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.

140029-00 140030-00 140033-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MEANS OF DIVERSION DOES NOT APPEAR STANDARDIZED AND CANNOT BE CLARIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

ON 05/19/1988 A STIPULATION WAS FILED BY THE PARTIES IN CASE 41S-13 WHICH SPECIFIES CHANGING THE PERIOD OF USE OF THIS CLAIM. THIS WAS DEEMED AND DOCKETED AS A LATE OBJECTION AND WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

0N 05/19/1988 A STIPULATION WAS FILED BY THE PARTIES IN CASE 41S-16 WHICH SPECIFIES CHANGING THE VOLUME, PERIOD OF USE, MAXIMUM ACRES, AND PLACE OF USE OF THIS CLAIM. THIS WAS DEEMED AND DOCKETED AS A LATE OBJECTION AND WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 307.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

DITCH NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140031-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	DEERFIELD HUTTERIAN BRETHREN INC 705 DEERFIELD RD LEWISTOWN, MT 59457					
Priority Date:	SEPTEMBER 29, 1937					
Type of Historical Right	FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	255.82 GPM					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	: 3 - MODERATE					
Maximum Acres:	15.00					
*Source Name:	UNNAMED TRIBUTARY OF JUDITH RIVER					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS DIPPING TANK CREEK					
Point of Diversion and N	Aeans of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWSE 32 18N 16E FERGUS					
•	: MAY 15 TO OCTOBER 15					
<b>Diversion Means:</b>	HEADGATE					
Period of Use:	MAY 15 TO OCTOBER 15					

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	15.00		W2NE	5	17N	16E FERGUS
Total:	15.00					

### 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.

140031-00 140032-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 10.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-58 , DATED 09/25/1979 , APPEARS TO INDICATE 7.50 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140031-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140032-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	DEERFIELD HUTTERIAN BRETHREN INC 705 DEERFIELD RD LEWISTOWN, MT 59457
Priority Date:	JUNE 10, 1906
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	152.59 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area:	3 - MODERATE
Maximum Acres:	9.00
*Source Name:	UNNAMED TRIBUTARY OF JUDITH RIVER
Source Type:	SURFACE WATER
	ALSO KNOWN AS DIPPING TANK CREEK
Point of Diversion and N	Jeans 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> SESWSE 32 18N 16E FERGUS
Period of Diversion	APRIL 1 TO OCTOBER 1
Diversion Means:	HEADGATE
Period of Use:	APRIL 1 TO OCTOBER 1

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	1.00		SESWSE	32	18N	16E	FERGUS
2	8.00		NWNE	5	17N	16E	FERGUS
Total:	9.00						

### Remarks:

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THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

140031-00 140032-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 8.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NOS. 30027-278-56 AND 30027-278-58 , DATED 09/25/1979 , APPEAR TO INDICATE 4.50 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140032-00 Page 3 of 3

Source Type:

## PRELIMINARY DECREE JUDITH RIVER BASIN 41S ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140033-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	DAVID K SNAPP 454 ANGUS LN LEWISTOWN, MT 59457
	VALORIE J SNAPP 454 ANGUS LN LEWISTOWN, MT 59457
Priority Date:	JUNE 1, 1884
Type of Historical Right	: DECREED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	7.50 CFS
*Volume:	402.08 AC-FT
	THE WATER COURT HAS DETERMINED THAT A VOLUME QUANTIFICATION IS REQUIRED TO ADEQUATELY ADMINISTER THIS RIGHT. THE MAY 19, 1988 STIPULATION FILED BY THE PARTIES IN CASE 41S-16 SPECIFIES THE FOLLOWING: "THE VOLUME SHALL NEVER EXCEED THE CLAIMED VOLUME, HOWEVER, IF IT IS DETERMINED AT SOME POINT THAT LESS THAN THE CLAIMED VOLUME ARE BENEFICIALLY USED BY CLAIMANTS, THE AMOUNT BENEFICIALLY USED SHALL GOVERN."
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	124.10
Source Name:	WARM SPRING CREEK

SURFACE WATER

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ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County	
1			SWNENW	23	17N	17E FERGUS	
Period of Diversion:		: MAY 15 TO C	CTOBER 15				
<b>Diversion Means:</b>		HEADGATE	N/DITCH OR	PIPE	LINE/FI	LOOD AND DIKE	
Period of	f Use:	MAY 15 TO O	CTOBER 15				
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1	32.00		S2NE	12	17N	16E FERGUS	
2	40.20		NESE	12	17N	16E FERGUS	
3	51.90		W2SW	7	17N	17E FERGUS	
Total:	124.10						

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

140029-00 140030-00 140033-00

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 05/19/1988 PURSUANT TO SECTION 85-2-233(6), MCA.

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 05/19/1988 STIPULATION FILED BY THE PARTIES IN CASE 41S-16 REQUESTS CHANGING THE PERIOD OF USE TO MAY 1 TO OCTOBER 1 WITH THE FOLLOWING PROVISION: " THE PERIOD OF USE MAY BE EXTENEDED TO OCTOBER 15 IN THOSE YEARS THAT ON OCTOBER 1 THE FLOW RATE OF WARM SPRINGS CREEK IS BELOW 120 CFS." THIS IS DEEMED A LATE OBJECTION AND WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 105.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE DITCH CONNECTED WITH THIS DIVERSION APPEARS TO BE THE BANK RANCH DITCH

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140034-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	HARTMAN LAND LLC 682 HARTMAN LN LEWISTOWN, MT 59457 2248			
Priority Date:	SEPTEMBER 30, 1948			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF HAMILTON COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNE 13 18N 16E FERGUS			
*Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

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**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County SESWNE 13 18N 16E FERGUS **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 SESWNE 13 18N 16E FERGUS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140035-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	VERN L ALLEN PO BOX 335 DENTON, MT 59430 0335			
Priority Date:	JULY 10, 1951			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF BUFFALO COULEE			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
•	NESENE 10 20N 15E FERGUS 1: JANUARY 1 TO DECEMBER 31			
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE			
Period of Use:	JANUARY 1 TO DECEMBER 31			

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### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			NESENE	10	20N	15E FERGUS

### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140036-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	VERN L ALLEN PO BOX 335 DENTON, MT 59430 0335			
Priority Date:	JUNE 9, 1950			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF BUFFALO COULEE			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
•	NESWNE 10 20N 15E FERGUS n: JANUARY 1 TO DECEMBER 31			
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE			
Period of Use:	JANUARY 1 TO DECEMBER 31			

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#### Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			NESWNE	10	20N	15E FERGUS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140037-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VERN L ALLEN PO BOX 335 DENTON, MT 59430 0335					
Priority Date:	JUNE 1, 1963					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF KING COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWNW521N16EFERGUS					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					

*Reservoir: ON	*Reservoir: ONSTREAM Reservoir Name: NO. 1					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWNW	<u>Sec</u> 5	<u>Twp</u> 21N	<u>Rge</u> 16E	<u>County</u> FERGUS
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: D	VERSION # 1 9.00 FEET 6.00 FEET 1.12 ACRES 2.69 ACRE-	6			
		CITY, DAM HEI MATED BY DN		MAXIMI	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		NWSWNW	5	21N	16E	FERGUS

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140037-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140038-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VERN L ALLEN PO BOX 335 DENTON, MT 59430 0335					
<b>Priority Date:</b>	SEPTEMBER 10, 1950					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF MUTTON COULEE					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County					
•	SWNWSE 6 21N 16E FERGUS n: JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					
Period of Use:	JANUARY 1 TO DECEMBER 31					

AUGUST 18, 2022 41S 140038-00 Page 2 of 2

#### Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			SWNWSE	6	21N	16E FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140039-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VERN L ALLEN PO BOX 335 DENTON, MT 59430 0335					
Priority Date:	JULY 1, 1960					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF KING COULEE					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County					
•	NESWNE 5 21N 16E FERGUS n: JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					
Period of Use:	JANUARY 1 TO DECEMBER 31					

AUGUST 18, 2022 41S 140039-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			NESWNE	5	21N	16E FERGUS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140040-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	RYAN ALLEN 1330 DAHLIA ST DENVER, CO 80220 2451					
<b>Priority Date:</b>	SEPTEMBER 25, 1951					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF KING COULEE					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County					
•	NWNENE 7 21N 16E FERGUS 1: JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					
Period of Use:	JANUARY 1 TO DECEMBER 31					

AUGUST 18, 2022 41S 140040-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			NWNENE	7	21N	16E FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140041-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	VERN L ALLEN PO BOX 335 DENTON, MT 59430 0335				
	TRACEY L ALLEN PO BOX 335 DENTON, MT 59430 0335				
Priority Date:	JULY 1, 1963				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF COYOTE COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
1 SWNWSE 23 21N 15E FERGUS *Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u> S <sup>v</sup>	<u>Qtr Sec</u> NNWSE		<u>Twp</u> 21N		<u>County</u> FERGUS
Diversion to Re	eservoir: DIVER	SION # 1				
Dam Height:	11.00	FEET				
Depth:	8.00	FEET				
Surface Area:	1.42	ACRES	5			
Capacity:	4.54	ACRE-I	FEET			
	THE CAPACITY, BEEN ESTIMATE			MAXIMU	IM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TO E	DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	SV	VNWSE	23	21N	15E	FERGUS

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140041-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Righ	t Number:	41S 1400	42-00	STATE	MENT	OF CL	AIM		
		Version:		EXAMI					
			Status	: A	CTIVE				
Owners:		FERGUS ( 215 7TH A LEWISTON	VE S		ol dis	STRICT	#1		
Priority Da	ite:	APRIL 1, 1	APRIL 1, 1955						
Type of His	torical Right	: USE							
Purpose(us	e):	IRRIGATIO	N						
Irri	gation Type:	SPRINKLE	R/FLOO	DD					
Flow Rate:		134.30 GP	Μ						
*Volume:	*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.								
C	limatic Area:	: 4 - MODEF	RATELY	LOW					
Maximum	Acres:	7.90							
Source Nar	me:	BIG SPRIN	IG CRE	EK					
Source	Туре:	SURF	FACE W	/ATER					
Point of Di	version and N	leans of Div	ersion:						
<u>ID</u>		Govt Lot		<u>Qtr Sec</u>		Twp		County	
Dowiod	of Dimonsion				22 1	15N	18E	FERGUS	
	i of Diversion	a: APRIL 1 TO NOVEMBER 1 PUMP							
Period of U		APRIL 1 TO	O NOVE		1				
Place of Us									
I lace of Us ID	Acres	Govt Lot		Qtr Sec	Sec	Twp	Rge	County	
 1	7.90			NE	22	<u>15N</u>		FERGUS	
I	1.30			INL	~~	1011	IOL		

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
Total:	7.90					

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-194 , DATED 09/25/1979 , APPEARS TO INDICATE 2.50 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE PUMP CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140043-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658
Priority Date:	AUGUST 9, 1890
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:	WARM SPRING CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SWNENW 23 17N 17E FERGUS
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING
Ditch Name:	BANK RANCH DITCH

AUGUST 18, 2022 41S 140043-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

<u>ID</u> 2		Govt Lot	<u>Qtr Sec</u> SESWNE	<u>Sec</u> 23	<u>Twp</u> 17N		<u>County</u> FERGUS
Period of	Diversion:	JANUARY 1 TO	DECEMB	ER 31			
Diversion	Means:	FLOWING					
Ditch Nar	ne:	LINCOLN DITC	Н				
Period of Use:		JANUARY 1 TC	DECEMBE	ER 31			
Place of Use:							
ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			S2NW	17	17N	17E	FERGUS

W2NE

S2NENE

#### Remarks:

2

3

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.

17

18

17N

18N

17E FERGUS

17E FERGUS

135277-00 140043-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE MEANS OF DIVERSION DOES NOT APPEAR TO BE STANDARDIZED. THE MEANS OF DIVERSION APPEAR TO BE A HEADGATES.

ON 04/04/1985 WILLIAM D. SNAPP AND WILLIAM J. SNAPP FILED A LATE OBJECTION TO THE OWNERSHIP, POINT OF DIVERSION, AND MEANS OF DIVERSION. THIS WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

DITCH NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPRPRIATION ON WARM SPRINGS CREEK WITH A PRIORITY DATE PREDATING CASE NO 3649, FERGUS COUNTY. IF NO OBJECTIONS ARE FILED TO PRIORITY DATE OR TYPE OF HISTORICAL RIGHT, THESE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS REMARK WILL BE REMOVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140044-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DIANE B SNAPP 1231 ORO COUNTRY RD LEWISTOWN, MT 59457 2235
	PATRICIA L SNAPP 204 SNAPP LOOP LEWISTOWN, MT 59457 2235
	DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658
	MAUREEN R PICCO PO BOX 653 LEWISTOWN, MT 59457 0653
Priority Date:	MAY 21, 1938
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	WARM SPRING CREEK
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 140044-00 Page 2 of 3

<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSENE	<u>Sec</u> 23	<u>Twp</u> 17N	<u>Rge</u> <u>County</u> 17E FERGUS
*Period of Diversion	: JANUARY 1	TO DECEMB	ER 31		
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE	
*Reservoir: OFI	FSTREAM				
	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNE		<u>Тwp</u> 17N	<u>Rge</u> <u>County</u> 16E FERGUS
Diversion to R	eservoir: DI\	/ERSION # 1			

Dam Height:	23.00 FEET					
Depth:	20.00 FEET					
Surface Area:	3.00 ACRES					
Capacity:	24.00 ACRE-FEET					
	THE CAPACITY, DAM HEIGHT AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.					
	SEE THE GW4- VESTED GROUDWATER FILING IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.					

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			SENWNE	24	17N	16E	FERGUS
2			SWNENE	24	17N	16E	FERGUS

#### Remarks:

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ON 04/04/1985 WILLIAM D. SNAPP AND WILLIAM J. SNAPP FILED A LATE OBJECTION TO THE OWNERSHIP, PRIORITY DATE, POINT OF DIVERSION, AND MEANS OF DIVERSION. THIS WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140045-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED Status: ACTIVE
	Status: ACTIVE
Owners:	DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658
Priority Date:	MAY 21, 1938
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF JUDITH RIVER
Source Type:	SURFACE WATER
	ALSO KNOWN AS UNNAMED TRIBUTARY DIPPING TANK CREEK
Point of Diversion and I	Means of Diversion:
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County
1	NWSENE 24 17N 16E FERGUS
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE
Diversion means:	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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Reservoi	r: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> NW SENE		<u>Twp</u> 17N	<u>Rge</u> 16E	<u>County</u> FERGUS
Diver	sion to Re	servoir: DI	VERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			NWSENE	24	17N	16E	FERGUS

## Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140046-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658					
Priority Date:	NOVEMBER 1, 1951					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF WARM SPRING CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW1817N17EFERGUS					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					

\*Reservoir: **ONSTREAM Govt Lot** Qtr Sec Sec **Rge** County Twp NWNESW 17E FERGUS 18 17N **DIVERSION #1 Diversion to Reservoir:** 18.00 FEET Dam Height: 15.00 FEET Depth: Surface Area: 1.17 ACRES **Capacity:** 7.02 ACRE-FEET THE CAPACITY, DAM HEIGHT AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE AFFIDIVIT IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA. **JANUARY 1 TO DECEMBER 31** Period of Use: Place of Use: <u>Govt Lo</u>t ID Acres Qtr Sec Sec Twp **Rge** County 1 W2NESW 18 17N 17E FERGUS

### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140046-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140047-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658
Priority Date:	APRIL 16, 1967
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	50.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE1817N17EFERGUS
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

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### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			E2NESE	18	17N	17E	FERGUS
2			SESESW	18	17N	17E	FERGUS
3			NWNESE	18	17N	17E	FERGUS

### 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.

135278-00 140047-00 140053-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140048-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658			
Priority Date:	MAY 6, 1912			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF WARM SPRING CREEK			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>			
-	S2SENE 24 17N 16E FERGUS			
Period of Diversion Diversion Means:	IVESTOCK DIRECT FROM SOURCE			

Period of Use: JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge County
1			SENE	24	17N	16E FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 140049-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):STOCKFlow Rate:Volume:Source Name:CASTLE CREEKPoint 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 3/24/2008.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140050-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658			
Priority Date:	DECEMBER 31, 1884			
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:	WARM SPRING CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENW2317N17EFERGUS			
Period of Diversion: JANUARY 1 TO DECEMBER 31				
Diversion Means:				
Ditch Name:	BANK RANCH DITCH			
Period of Use:	JANUARY 1 TO DECEMBER 31			

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			SWSE	13	17N	16E FERGUS
2			S2NE	18	17N	17E FERGUS
3			SENW	18	17N	17E FERGUS

### **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.

DITCH NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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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:	41S 140051-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658			
Priority Date:	MARCH 22, 1948			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
Flow Rate:	20.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF WARM SPRING CREEK			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNE1917N17EFERGUS			
Period of Diversion	: MARCH 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DEVELOPED SPRING			

Period of Use: MARCH 1 TO DECEMBER 31

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			NENE	19	17N	17E FERGUS
2			SENE	19	17N	17E FERGUS
3			SWNE	19	17N	17E FERGUS

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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### **IMPORTANT NOTICE**

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Water Right Number:	41S 140052-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658			
Priority Date:	OCTOBER 7, 1960			
Type of Historical Right	: FILED			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF WARM SPRING CREEK			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
•	NWNESE 18 17N 17E FERGUS I: JANUARY 1 TO DECEMBER 31			
Diversion Means:	FLOWING			
Period of Use:	JANUARY 1 TO DECEMBER 31			

AUGUST 18, 2022 41S 140052-00 Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			NWNESE	18	17N	17E	FERGUS
2			SWSENE	18	17N	17E	FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Num	ber: 41	41S 140053-00 STATEMENT OF CLAIM						
	Ve	Version: 2 REEXAMINED						
			Status:	ACTIVE				
Owners:	PC	D BOX 65	/EINHEIMEF 8 / N, MT 5945					
Priority Date:	AF	PRIL 25, 1	1967					
Type of Historical	Right: Fl	LED						
Purpose(use):	D	OMESTIC						
Flow Rate:	30	.00 GPM						
Volume:	2.0	00 AC-FT						
Househo	olds: 1							
Maximum Acres:	0.8	50						
		GROUNDWATER						
Source Name:	G	ROUNDW	/ATER					
Source Name: Source Type:	G		/ATER JNDWATER					
		GROL	JNDWATER					
Source Type:	n and Mea	GROL	JNDWATER		<u>Twp</u> 17N		<u>County</u> FERGUS	
Source Type: Point of Diversion	n and Mea <u>(</u>	GROL ns of Dive <u>Govt Lot</u>	JNDWATER ersion: Qtr S E2NES	E 18	17N			
Source Type: Point of Diversion <u>ID</u> 1	n and Mea <u>(</u> version: J <i>A</i> eans: W	GROL ns of Dive <u>Govt Lot</u> ANUARY /ELL	JNDWATER ersion: E2NES 1 TO DECE	E 18 MBER 3 <sup>2</sup>	17N I			
Source Type: Point of Diversion <u>ID</u> 1 Period of Div	n and Mea <u>(</u> version: J <i>A</i> eans: W	GROL ns of Dive <u>Govt Lot</u> ANUARY /ELL	JNDWATER ersion: Qtr S E2NES	E 18 MBER 3 <sup>2</sup>	17N I			
Source Type: Point of Diversion <u>ID</u> 1 Period of Div Diversion Me	n and Mea <u>(</u> version: J <i>A</i> eans: W	GROL ns of Dive <u>Govt Lot</u> ANUARY /ELL	JNDWATER ersion: E2NES 1 TO DECE	E 18 MBER 3 <sup>2</sup>	17N I			
Source Type: Point of Diversion <u>ID</u> 1 Period of Div Diversion Me Period of Use:	n and Mea <u>(</u> version: JA eans: W JA	GROL ns of Dive <u>Govt Lot</u> ANUARY /ELL	JNDWATER ersion: E2NES 1 TO DECE	E 18 MBER 3 <sup>-</sup> MBER 31	17N I		FERGUS	
Source Type: Point of Diversion <u>ID</u> 1 Period of Div Diversion Me Period of Use: Place of Use: <u>ID</u> 1 <u>Act</u> 1 0.4	n and Mea <u>(</u> version: JA eans: W JA	GROL ns of Dive <u>Govt Lot</u> ANUARY /ELL ANUARY	UNDWATER Prsion: E2NES 1 TO DECEN 1 TO DECEN	E 18 MBER 3 <sup>-1</sup> MBER 31 <u>MBER 31</u>	17N I	17E	FERGUS	
Source Type: Point of Diversion <u>ID</u> 1 Period of Div Diversion Me Period of Use: Place of Use: <u>ID</u> <u>Act</u> 1 0.4 2	n and Mea <u>(</u> version: JA eans: W JA <u>res (</u>	GROL ns of Dive <u>Govt Lot</u> ANUARY /ELL ANUARY	UNDWATER Ersion: E2NES 1 TO DECEN 1 TO DECEN 1 TO DECEN	E 18 MBER 3 <sup>,4</sup> MBER 31 MBER 31 <u>ec Sec</u> E 18	17N 1 <u>Twp</u>	17E <u>Rge</u> 17E	FERGUS <u>County</u>	

Place of Use:
---------------

<u>ID</u> <u>Acres</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>	<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
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#### 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.

135278-00 140047-00 140053-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140054-00	STATEMENT OF	F CLAIM
	Version: 2 F	EEXAMINED	
	Statu	s: ACTIVE	
Owners:	DAVID A WEINH PO BOX 658 LEWISTOWN, M		
<b>Priority Date:</b>	APRIL 1, 1948		
Type of Historical Right	: USE		
Purpose(use):	AGRICULTURAL	SPRAYING	
*Flow Rate:	A SPECIFIC FLC		T BEEN DECREED FOR THIS USE FROM THIS
Volume:	0.08 AC-FT		
Source Name:	UNNAMED TRIE	BUTARY OF WARM	I SPRING CREEK
Source Type:	SURFACE	WATER	
Point of Diversion and I	Means of Diversion		
<u>ID</u> 1	<u>Govt Lot</u>	$\frac{\text{Qtr Sec}}{\text{SESENE}}  \frac{\text{Sec}}{18}  \frac{\text{Tw}}{17}$	<u>wp</u> <u>Rge</u> <u>County</u> 7N 17E FERGUS
*Period of Diversion Diversion Means:	I: JANUARY 1 TO PUMP	DECEMBER 31	
	THE PERIOD OF CLAIM.	DIVERSION HAS I	BEEN STANDARDIZED BY DNRC FOR THIS
Reservoir: ON	STREAM		
	<u>Govt Lot</u>	<u>Qtr Sec</u> <u>Sec</u> <u>Tw</u> SESENE 18 17	<u>wp</u> <u>Rge</u> <u>County</u> 7N 17E FERGUS
Diversion to R	eservoir: DIVEF	SION # 1	
Period of Use:	APRIL 1 TO OCT	OBER 31	

AUGUST 18, 2022 41S 140054-00 Page 2 of 2

Place of U	Jse:					
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			S2NW	17	17N	17E FERGUS
2			W2NE	17	17N	17E FERGUS
3			NENE	18	17N	17E FERGUS
4			SENW	18	17N	17E FERGUS
5			S2NE	18	17N	17E FERGUS
6			S2	18	17N	17E FERGUS
7				19	17N	17E FERGUS
8			SE	13	17N	16E FERGUS
9			E2E2	24	17N	16E FERGUS

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 14005	5-00 STATE	MENT	OF CL	AIM		
		2 REEXAMI Status: A	NED .CTIVE				
Owners:	CHARLENE A FUGLESTAD 1136 BENT TREE COURT FORT COLLINS, CO 80525						
Priority Date:	APRIL 1, 19	64					
Type of Historical Right	USE						
Purpose(use):	AGRICULTU	JRAL SPRAYI	NG				
Flow Rate:	100.00 GPN	1					
Volume:	0.02 AC-FT						
Source Name:	LITTLE TRO	UT CREEK					
Source Type:	SURF	ACE WATER					
Point of Diversion and N	<b>Jeans of Dive</b>	rsion:					
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NWNWSW	<u>Sec</u> 9	<u>Тwp</u> 13N		<u>County</u> FERGUS	
Period of Diversion		OCTOBER 3	1				
<b>Diversion Means:</b>	PUMP						
Period of Use:	APRIL 1 TO	OCTOBER 31					
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		N2NE	5	13N	16E	JUDITH BASIN	
2		E2	32	14N	16E	JUDITH BASIN	

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140056-0	0 STATE	MENT	OF CL	AIM.	
	Version: 2	REEXAMIN				
	Sta	tus: A	CTIVE			
Owners:	DAVID A WEIN PO BOX 658 LEWISTOWN,		658			
<b>Priority Date:</b>	APRIL 1, 1948					
Type of Historical Right	: USE					
Purpose(use):	AGRICULTURA	L SPRAYIN	IG			
Flow Rate:	100.00 GPM					
Volume:	0.05 AC-FT					
Source Name:	INDIAN CREEK	K				
Source Type:	SURFACE	WATER				
Point of Diversion and I	Aeans of Diversio	n:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNE	<u>Sec</u> 13	<u>Тwp</u> 16N	<u>Rge</u> 15E	<u>County</u> JUDITH BASIN
Period of Diversion	-		15	TOIN	IDE	JUDITH BASIN
	: APRIL 1 10 00	CTOBER 31				
Diversion Means:	PUMP	CTOBER 31				
<b>Diversion Means:</b>	PUMP					
Diversion Means: Period of Use:	PUMP		<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
Diversion Means: Period of Use: Place of Use:	PUMP APRIL 1 TO OC	TOBER 31		<u>Twp</u> 16N	15E	JUDITH BASIN
Diversion Means: Period of Use: Place of Use: <u>ID</u> <u>Acres</u> 1 2	PUMP APRIL 1 TO OC	CTOBER 31 <u>Qtr Sec</u> SW NW	<u>Sec</u> 11 11	16N 16N	15E 15E	JUDITH BASIN JUDITH BASIN
Diversion Means: Period of Use: Place of Use: <u>ID</u> <u>Acres</u> 1	PUMP APRIL 1 TO OC	CTOBER 31 <u>Qtr Sec</u> SW	<u>Sec</u> 11	16N	15E 15E	JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140057-00 STATEMENT OF	= CLAIM
	Version: 3 REEXAMINED	
	Status: ACTIVE	
Owners:	DAVID A WEINHEIMER PO BOX 658 LEWISTOWN, MT 59457 0658	
Priority Date:	JUNE 1, 1884	
Type of Historical Right	USE	
Purpose(use):	IRRIGATION	
Irrigation Type:	FLOOD	
Flow Rate:	3.77 CFS	
Volume:	344.00 AC-FT	
Climatic Area	3 - MODERATE	
Maximum Acres:	99.60	
Source Name:	WARM SPRING CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and M	eans of Diversion:	
<u>ID</u> 1		<u>wp Rge County</u> 7N 17E FERGUS
	APRIL 1 TO OCTOBER 31	
Diversion Means:		
Ditch Name:	BANK RANCH DITCH	
2 Period of Diversion	SESWNE 23 1 <sup>°</sup> APRIL 1 TO OCTOBER 31	7N 17E FERGUS
<b>Diversion Means:</b>	HEADGATE	
Ditch Name:	LINCOLN DITCH	

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Period of Use: APRIL 1 TO OCTOBER 31

#### Place of Use:

ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	35.70		NENE	18	17N	17E FERGUS
2	45.20		S2NW	17	17N	17E FERGUS
3	18.70		W2NE	17	17N	17E FERGUS
Total:	99.60					

#### **Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

135277-00 135278-00 135279-00 135280-00 135281-00 140057-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 WILLIAM J. SNAPP AND WILLIAM D. SNAPP LATE OBJECTION AND THE DAVID SHIPMAN INTERVENTION RAISED ISSUES WITH THE OWNERSHIP, PRIORITY DATE, POINT OF DIVERSION, MAXIMUM ACRES, PLACE OF USE, FLOW RATE, AND VOLUME. PROCEEDINGS ON THE LATE OBJECTION AND INTERVENTION ARE STAYED PENDING ISSUANCE OF THE PRELIMINARY DECREE AT WHICH TIME THE LATE OBJECTION, INTERVENTION, AND RE-EXAMINATION ISSUE REMARKS CAN BE ADDRESSED AND RESOLVED IN A SINGLE PROCEEDING.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. 30027-278-22 , DATED 09/25/1979 APPEARS TO INDICATE 10.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

POINT OF DIVERSION AND DITCH NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 1400	58-00	STATE	MENT	OF CLA	١M	
	Version:		EXAMIN				
		Status:	AC	CTIVE			
Owners:	GAUGLER 516 U BET GARNEILL	RD		4			
Priority Date:	APRIL 11,	1882					
Type of Historical Right:	FILED						
Purpose(use):	IRRIGATIO	N					
Irrigation Type:	FLOOD						
Flow Rate:	2.23 CFS						
*Volume:	THE TOTAL AMOUNT F						T SHALL NOT EXCEED THE CIAL USE.
Climatic Area:	4 - MODER	ATELY	LOW				
Maximum Acres:	62.00						
Source Name:	ROSS FOF	RK CREI	EK				
Source Type:	SURF	ACE W	ATER				
Point of Diversion and M	Ieans of Dive	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	-	<mark>QtrSec</mark> ₩SW	<u>Sec</u> 31	<u>Twp</u> 12N		<u>County</u> JUDITH BASIN
<b>Period of Diversion</b>		O SEPTI	EMBER	30			
<b>Diversion Means:</b>	DIKE						
2			SESW	• •	12N	16E	JUDITH BASIN
Period of Diversion Diversion Means:	DIKE	J 2ENII	EIVIBER	30			

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Point of Diversion and Means of Diversion

FOILT	Diversion and 1	vieans of Divers	51011.			
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
3			NWSESW	31	12N	16E JUDITH BASIN
Peri	od of Diversion	: APRIL 1 TO	SEPTEMBER	30		
Dive	ersion Means:	DIKE				
Period of	Use:	APRIL 1 TO S	SEPTEMBER	30		
Place of V	Use:					
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	42.00		E2SW	31	12N	16E JUDITH BASIN
2	20.00		SENW	31	12N	16E JUDITH BASIN
Total:	62.00					

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 90.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-22 , DATED 09/17/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINTS OF DIVERSION MAY BE INCORRECT. THE LOCATIONS OF THE DIKES CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON ROSS' FORK CREEK WITH A PRIORITY DATE PREDATING CASE NO 756, FERGUS COUNTY. IF NO OBJECTIONS ARE FILED TO PRIORITY DATE OR TYPE OF HISTORICAL RIGHT, THESE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS REMARK WILL BE REMOVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140058-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140059-	00 STATE		OF CL/	٩IM	
	Version: 2	REEXAMI	NED			
	S	tatus: A	CTIVE			
Owners:	JUDITH BASI PO BOX 169 342 SALE BA HOBSON, MT	RN DR		S LTD A	MON	TANA CORP
<b>Priority Date:</b>	JANUARY 1,	1960				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM	RESERVOIR	. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCK WAT	ERING PUR	POSES NITS S	S AT TH SHALL B	E RAT E BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	OLSEN CREI	ΞK				
Source Type:	SURFAC	CE WATER				
Point of Diversion and I	Means of Divers	ion:				
$\frac{\text{ID}}{1}$	Govt Lot	<u>Qtr Sec</u>		<u>Twp</u>		County
1 *Period of Diversion			11 NER 31	14N	15E	JUDITH BASIN
Diversion Means:	LIVESTOCK		-			
	THE PERIOD CLAIM.	OF DIVERS	SION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS

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**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWSE 11 14N 15E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres Govt Lot Qtr Sec Sec Twp 1 11 14N 15E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140060-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PAUL J GIES PO BOX 320 LEWISTOWN, MT 59457
	MARLA A MARTIN-GIES PO BOX 320 LEWISTOWN, MT 59457
Priority Date:	AUGUST 1, 1896
Type of Historical Right:	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	100.00 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area:	: 3 - MODERATE
Maximum Acres:	25.00
Source Name:	JUDITH RIVER
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyW2SW116N16EFERGUS
Period of Diversion Diversion Means:	: APRIL 1 TO OCTOBER 31 PUMP
	PUMP IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.

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Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

Ш	Acres	Govt Lot	<u>Qtr Se</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	25.00		SM	′ 1	16N	16E FERGUS
Total:	25.00					

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY ( 1970 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-60 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON THE JUDITH RIVER WITH A PRIORITY DATE PREDATING CASE NO 982, FERGUS COUNTY. IF NO OBJECTIONS ARE FILED TO PRIORITY DATE OR TYPE OF HISTORICAL RIGHT, THESE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS REMARK WILL BE REMOVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140061-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	PAUL J GIES PO BOX 320 LEWISTOWN, MT 59457				
	MARLA A MARTIN-GIES PO BOX 320 LEWISTOWN, MT 59457				
Priority Date:	FEBRUARY 11, 1902				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF JUDITH RIVER				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
-	SWNESE 2 16N 16E FERGUS				
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE				
Diversion means:					

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Period of Use:

JANUARY 1 TO DECEMBER 31

Place of Use:

Ш	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			NESE	2	16N	16E	FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140062-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	PAUL J GIES PO BOX 320 LEWISTOWN, MT 59457				
	MARLA A MARTIN-GIES PO BOX 320 LEWISTOWN, MT 59457				
Priority Date:	JANUARY 1, 1920				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	JUDITH RIVER				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyW2SW116N16EFERGUS				
-	I: JANUARY 1 TO DECEMBER 31				
Diversion Means:					

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

Ш	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u> <u>Se</u>	<u>ec</u> /	Twp	<u>Rge</u>	<u>County</u>
1			W2SW	1	16N	16E	FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140063-00	STATEMENT OF CLAIM
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Version: 3 -- REEXAMINED

Status: ACTIVE

**Owners:** 

MARLA A MARTIN-GIES PO BOX 320 LEWISTOWN, MT 59457

PAUL J GIES PO BOX 320 LEWISTOWN, MT 59457

Priority Date: JULY 1, 1925

Type of Historical Right: USE

Purpose(use): STOCK

<b>r</b> ( ) -	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	BIG SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u>	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>

1 E2W2NE 12 16N 16E FERGUS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

AUGUST 18, 2022

41S 140063-00

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1			E2W2NE	12	16N	16E	FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140064-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE					
Owners:	MARLA A MARTIN-GIES PO BOX 320 LEWISTOWN, MT 59457					
	PAUL J GIES PO BOX 320 LEWISTOWN, MT 59457					
Priority Date:	JULY 1, 1925					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG SPRING CREEK					
Source Type:	GROUNDWATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSE 12 16N 16E FERGUS					
Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	FLOWING					

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			NWSE	12	16N	16E	FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140065-00	STATEMENT OF CLAIM
	Version: 2 R	REEXAMINED
	Status	IS: ACTIVE
Owners:	PAUL J GIES PO BOX 320 LEWISTOWN, M <sup>-</sup>	IT 59457
	MARLA A MARTII PO BOX 320 LEWISTOWN, M <sup>-</sup>	
Priority Date:	JULY 1, 1925	
Type of Historical Right	t: USE	
Purpose(use):	STOCK	
*Flow Rate:	CONSISTS OF ST DITCH SYSTEM.	W RATE HAS NOT BEEN DECREED BECAUSE THIS USE TOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK WATERIN ANIMAL UNIT. AN	LUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR NG PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER NIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING HISTORICAL USE OF THE AREA SERVICED BY THIS WATER
Source Name:	SPRING, UNNAM	MED TRIBUTARY OF BIG SPRING CREEK
Source Type:	GROUNDW	ATER
Point of Diversion and	Means of Diversion:	
<u>ID</u> 1	<u>Govt Lot</u> Sl	<u>Qtr Sec Twp Rge County</u> SESWNE 12 16N 16E FERGUS
Period of Diversion	n: JANUARY 1 TO [	
<b>Diversion Means:</b>	FLOWING	

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SESWNE	12	16N	16E	FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140066-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PAUL J GIES PO BOX 320 LEWISTOWN, MT 59457
	MARLA A MARTIN-GIES PO BOX 320 LEWISTOWN, MT 59457
Priority Date:	JULY 1, 1925
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG SPRING CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNE 12 16N 16E FERGUS
-	a: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SWNE	12	16N	16E	FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140067-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	PAUL J GIES PO BOX 320 LEWISTOWN, MT 59457					
	MARLA A MARTIN-GIES PO BOX 320 LEWISTOWN, MT 59457					
Priority Date:	JULY 1, 1925					
Type of Historical Rights	USE					
Purpose(use):	DOMESTIC					
Flow Rate:	20.00 GPM					
Volume:	11.00 AC-FT					
Households:	1					
Maximum Acres:	5.00					
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF BIG SPRING CREEK GROUNDWATER					
Point of Diversion and M	Ieans of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE1216N16EFERGUS					
Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	PUMP/GRAVITY FLOW					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	5.00		SENWNE	12	16N	16E FERGUS
Total:	5.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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Water Right Number:	41S 140068-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	SHARON L BOURKE 103 HILLCREST DR LEWISTOWN, MT 59457			
Priority Date:	SEPTEMBER 30, 1950			
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 CASINO CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS BIG CASINO CREEK			
Point of Diversion and	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNE1014N18EFERGUS			
Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			

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Point of Diversion and Means of Diversion

Point of D	version and	vieans of Diversi						
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County		
2			NWSE	10	14N	18E FERGUS		
Perio	Period of Diversion: JANUARY 1 TO DECEMBER 31							
Divers	sion Means:	LIVESTOCK	DIRECT FRO	M SO	URCE			
Period of U	Jse:	JANUARY 1 T	O DECEMBE	ER 31				
Place of Us	se:							
ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>		
1			NWSE	10	14N	18E FERGUS		
2			NE	10	14N	18E FERGUS		

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	41S 140069	-00 STA	FEMENT	OF CLA	٩IM
	Version:	2 REEXAN	/INED		
		Status:	ACTIVE		
Owners:	SHIRLEY L BROWN 870 MEADOW CREEK RD LEWISTOWN, MT 59457 8095				
	BROWN, BF % BROWN, 983 BLACK LEWISTOW	PATRICK L COW TRL	TRUST		Т
Priority Date:	AUGUST 17	1912			
Type of Historical Right:	FILED				
Purpose(use):	DOMESTIC				
Flow Rate:	26.93 GPM				
Volume:	9.00 AC-FT				
Households:	1				
Maximum Acres:	4.00				
Source Name:	SPRING, UN	INAMED TH	RIBUTAF	RY OF M	IING COULEE
Source Type:	GROU	NDWATER			
Point of Diversion and M	leans of Diver	sion:			
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Se</u> SESWNV			
Period of Diversion: JUNE 1 TO AUGUST 31					
<b>Diversion Means:</b>	PUMP				
Period of Use:	JUNE 1 TO	AUGUST 31			

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	4.00		NWNW	15	18N	17E FERGUS
Total:	4.00					

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

140069-00 170986-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	41S 140070-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BROWN, BRUCE A DISCLAIMER TRUST % BROWN, PATRICK L TRUSTEE 983 BLACK COW TRL LEWISTOWN, MT 59457
	SHIRLEY L BROWN 870 MEADOW CREEK RD LEWISTOWN, MT 59457 8095
Priority Date:	AUGUST 17, 1912
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF MING COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNW 15 18N 17E FERGUS
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SWNW	15	18N	17E	FERGUS

#### **Remarks:**

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### **IMPORTANT NOTICE**

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Water Right Number:	41S 140334-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SUSAN LUCY_ARNOTT 780 20TH RD NW CHOTEAU, MT 59422
	JEANNE MAE ENGEBRETSON PO BOX 702 MALTA, MT 59538
	MARGARET (PEGGY) A BERGSAGEL 5247 TELEGRAPH RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1935
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	ALICE COULEE
Source Type:	SURFACE WATER

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AUGUST 18, 2022 41S 140334-00 Page 2 of 2

Point of Div	ersion and I	Means of Divers	ion:				
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			NWNENE	27	13N	12E	JUDITH BASIN
*Period of	of Diversion	: JANUARY 1	TO DECEMB	ER 31			
Diversio	on Means:	LIVESTOCK	DIRECT FRO	M SO	URCE		
		THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEI	EN STA	ANDARDIZED BY DNRC FOR THIS
Reserv	oir: ON	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENE		<u>Тwp</u> 13N		<u>County</u> JUDITH BASIN
Div	version to <b>R</b>	eservoir: DN	/ERSION # 1				
Period of Us	e:	MAY 1 TO NO	OVEMBER 30	)			
Place of Use	:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			SWNENE	27	13N	12E	JUDITH BASIN
THE DNI	RC EXAM	INATION OF	THIS CLAI	M FO	UND N	NO SIC	GNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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Water Right Number:	41S 140335-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	MARILYN R BROWN 3219 1ST AVE N GREAT FALLS, MT 59401 3409
	TIMOTHY_BUTTERFIELD PO BOX 399 STANFORD, MT 59479 0399
	HELMAK PO BOX 246 STANFORD, MT 59479 0246
	JERRY W BROWN 3219 1ST AVE N GREAT FALLS, MT 59401 3409
<b>Priority Date:</b>	MAY 31, 1892
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	NO FLOW RATE HAS BEEN DECREED FOR THIS NATURAL OVERFLOW METHOD OF IRRIGATION.
Volume:	704.00 AC-FT
Climatic Area	: 3 - MODERATE
Maximum Acres:	352.00
Source Name: Source Type:	SUBIRRIGATION, UNNAMED TRIBUTARY OF WOLF CREEK SURFACE WATER

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Poir	nt of Diversion and M	eans of Diversion	:				
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			NE	28	17N	12E	JUDITH BASIN
	Period of Diversion:	APRIL 1 TO OC	TOBER 31				
	<b>Diversion Means:</b>	FLOWING					
2			SE	28	17N	12E	JUDITH BASIN
	Period of Diversion:	APRIL 1 TO OC	TOBER 31				
	<b>Diversion Means:</b>	FLOWING					
3			SW	28	17N	12E	JUDITH BASIN
	Period of Diversion:	APRIL 1 TO OC	TOBER 31				
	<b>Diversion Means:</b>	FLOWING					
4				32	17N	12E	JUDITH BASIN
	Period of Diversion:		TOBER 31				
	<b>Diversion Means:</b>	FLOWING					
5			NW	33	17N	12E	JUDITH BASIN
	Period of Diversion:		TOBER 31				
	<b>Diversion Means:</b>	FLOWING					
6			NE	5	16N	12E	JUDITH BASIN
	Period of Diversion: Diversion Means:	APRIL 1 TO OC <sup>®</sup> FLOWING	TOBER 31				
Peri	od of Use:	APRIL 1 TO OCT	IOBER 31				
Plac	e of Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1	41.00		NE	28	17N	12E	JUDITH BASIN
2	1.00		SE	28	17N	12E	JUDITH BASIN
3	58.00		SW	28	17N	12E	JUDITH BASIN
4	107.00			32	17N	12E	JUDITH BASIN
5	133.00		NW	33	17N	12E	JUDITH BASIN
6	12.00		NE	5	16N	12E	JUDITH BASIN
Tot	al: 352.00						

#### **Remarks:**

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THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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Water Right Number:	41S 140336-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JOSEPH N BAKER PO BOX 111 STANFORD, MT 59479 0111				
Priority Date:	JUNE 5, 1940				
Type of Historical Right	:: USE				
Purpose(use):	STOCK				
Flow Rate:	5.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt Lot         Qtr Sec         Sec         Twp         Rge         County           NWSESE         32         17N         12E         JUDITH BASIN				
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 Sec Twp Rge County</u>				
1	NWSESE 32 17N 12E JUDITH BASIN				

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140337-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARILYN R BROWN 3219 1ST AVE N GREAT FALLS, MT 59401 3409
	JERRY W BROWN 3219 1ST AVE N GREAT FALLS, MT 59401 3409
Priority Date:	SEPTEMBER 9, 1961
Type of Historical Right	t: FILED
Purpose(use):	STOCK
Flow Rate:	2.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	SENESW 32 17N 12E JUDITH BASIN n: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			SENESW	32	17N	12E JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140338-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	LILLIAN J BADERTSCHER PO BOX 399 STANFORD, MT 59479 0399				
	TIMOTHY BUTTERFIELD PO BOX 399 STANFORD, MT 59479 0399				
Priority Date:	OCTOBER 26, 1910				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOLF CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u>	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>				
1	NWNWNE 33 17N 12E JUDITH BASIN				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

**Diversion Means:** FLOWING

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWNWNE	33	17N	12E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140339-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	HELMAK PO BOX 246 STANFORD, MT 59479 0246							
Priority Date:	JULY 24, 1911							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOLF CREEK							
Source Type:	GROUNDWATER							
Point of Diversion and I	Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>							
•	SWSESW 28 17N 12E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31							
Diversion Means:	FLOWING							

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#### Place of Use:

AUGUST 18, 2022

41S 140339-00

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWSESW	28	17N	12E JUDITH BASIN

#### **Remarks:**

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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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:	41S 140340-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	TIMOTHY BUTTERFIELD PO BOX 399 STANFORD, MT 59479 0399						
	LILLIAN J BADERTSCHER PO BOX 399 STANFORD, MT 59479 0399						
Priority Date:	OCTOBER 26, 1910						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOLF CREEK						
Source Type:	GROUNDWATER						
Point of Diversion and	Means of Diversion:						
ID	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>						
1	SWNENW 33 17N 12E JUDITH BASIN						
	a: JANUARY 1 TO DECEMBER 31						

Diversion Means: FLOWING

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Period of Use:

JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			SWNENW	33	17N	12E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	41S 140341-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JOSEPH N BAKER PO BOX 111 STANFORD, MT 59479 0111						
Priority Date:	MAY 1, 1910						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOLF CREEK						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
•	4 NWNW 4 16N 12E JUDITH BASIN 1: JANUARY 1 TO DECEMBER 31						
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE						
Period of Use:	JANUARY 1 TO DECEMBER 31						

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		4	NWNW	4	16N	12E JUDITH BASIN

#### **Remarks:**

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Water Right Number:	41S 140342-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARILYN R BROWN 3219 1ST AVE N GREAT FALLS, MT 59401 3409
	JERRY W BROWN 3219 1ST AVE N GREAT FALLS, MT 59401 3409
	HELMAK PO BOX 246 STANFORD, MT 59479 0246
Priority Date:	MARCH 15, 1908
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	WOLF CREEK
Source Type:	SURFACE WATER

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#### Point of Diversion and Means of Diversion:

<u>II</u> 1	<u>)</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u> 32	<u>Twp</u> 17N		<u>County</u> JUDITH BASIN		
1	Period of Diversion	• JANUARY 1 T					JODITI DAGIN		
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE								
2			NWSW	28	17N	12E	JUDITH BASIN		
	Period of Diversion	: JANUARY 1 T	O DECEMB	ER 31					
	<b>Diversion Means:</b>	LIVESTOCK [	DIRECT FRO	M SO	URCE				
3			NWNWNE	28	17N	12E	JUDITH BASIN		
	Period of Diversion	: JANUARY 1 T	O DECEMB	ER 31					
	<b>Diversion Means:</b>	LIVESTOCK [	DIRECT FRO	M SO	URCE				
Per	iod of Use:	JANUARY 1 T	O DECEMBE	ER 31					
Pla	Place of Use:								
II	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>		
1				32	17N	12E	JUDITH BASIN		
2			NWSW	28	17N	12E	JUDITH BASIN		
3			NWNWNE	28	17N	12E	JUDITH BASIN		

#### **Remarks:**

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number	41S 140343-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOSEPH N BAKER PO BOX 111 STANFORD, MT 59479 0111					
<b>Priority Date:</b>	JUNE 5, 1951					
Type of Historical Ri	ht: USE					
Purpose(use):	STOCK					
Flow Rate:	15.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOLF CREEK					
Source Type:	GROUNDWATER					
Point of Diversion ar	l Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE3217N12EJUDITH BASIN					
	on: JANUARY 1 TO DECEMBER 31					
<b>Diversion Mean</b>						
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot         Qtr Sec         Sec         Twp         Rge         County					
1	NESESE 32 17N 12E JUDITH BASIN					

#### Remarks:

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Water Right Number	41S 140344-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JOSEPH N BAKER PO BOX 111 STANFORD, MT 59479 0111					
Priority Date:	JUNE 17, 1910					
Type of Historical R	ght: USE					
Purpose(use):	STOCK					
Flow Rate:	15.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF WOLF CREEK					
Source Type:	GROUNDWATER					
Point of Diversion a	d Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE3217N12EJUDITH BASIN					
Period of Diver Diversion Mean	ion: JANUARY 1 TO DECEMBER 31 :: FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					
	JANUART TTO DECEMBER 31					
Place of Use: ID Acres	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	NESESE 32 17N 12E JUDITH BASIN					

#### Remarks:

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 1403	4 <b>5-00</b> S	TATE	MENT	OF CL/	۹IM		
	Version:	2 REE						
		Status:	A	CTIVE				
Owners:	JOSEPH N BAKER PO BOX 111 STANFORD, MT 59479 0111							
Priority Date:	JUNE 5, 19	JUNE 5, 1951						
Type of Historical Right	USE							
Purpose(use):	DOMESTIC	)						
Flow Rate:	15.00 GPM							
Volume:	5.00 AC-FT							
Households:	1							
Maximum Acres:	2.00							
Source Name:	GROUNDWATER							
Source Type:	GRO	JNDWAT	ER					
Point of Diversion and N	leans of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>		t <u>r Sec</u> SESE	<u>Sec</u> 32	<u>Twp</u> 17N		<u>County</u> JUDITH BASIN	
Period of Diversion		1 TO DE	СЕМВ	ER 31				
<b>Diversion Means:</b>	WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Q</u> 1	tr Sec	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1 2.00		NES	SESE	32	17N	12E	JUDITH BASIN	
<b>Total:</b> 2.00								

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 1403	46-00	STATE	MENT	OF CLA	MIM	
	Version:	2 RE	EXAMI	NED			
		Status	: A	CTIVE			
Owners:	HILLTOP L PO BOX 12 PHILIPSBU	207					
Priority Date:	JUNE 30, <sup>-</sup>	1890					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	S OF ST STEM.	OCK DR	RINKIN OW RA	G DIRE	CTLY IMITE	CREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCK W	ATERIN NIT. AN	IG PURF IMAL UN	POSES	AT THE	E RAT E BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	<b>BIG COUL</b>	EE					
Source Type:	SURI	ACE W	/ATER				
Point of Diversion and	Means of Div	ersion:					
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u>		Twp		County
-			NESW	28	13N	14E	JUDITH BASIN
Period of Diversion		-	-	-			
Diversion Means:	LIVESTO					445	
2 Period of Diversion			E2	28	13N	14E	JUDITH BASIN
Diversion Means:					JRCE		

AUGUST 18, 2022 41S 140346-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NESW	28	13N	14E JUDITH BASIN
2			E2	28	13N	14E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 140347-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	HILLTOP LAND CO LLC PO BOX 1207 PHILIPSBURG, MT 59858		
Priority Date:	OCTOBER 11, 1902		
Type of Historical Right	t: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG COULEE		
Source Type:	GROUNDWATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	$\frac{\text{Govt Lot}}{\text{Govt Lot}} \qquad \frac{\text{Qtr Sec}}{\text{Optimized}} \stackrel{\text{Sec}}{=} \frac{\text{Twp}}{\text{Total}}  \frac{\text{Rge}}{\text{Add}}  \frac{\text{County}}{\text{County}}$		
	SESWNE 28 13N 14E JUDITH BASIN n: JANUARY 1 TO DECEMBER 31		
Diversion Means:	FLOWING		
Period of Use:	JANUARY 1 TO DECEMBER 31		

#### Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESWNE	28	13N	14E JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140348-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	HILLTOP LAND CO LLC PO BOX 1207 PHILIPSBURG, MT 59858		
Priority Date:	OCTOBER 11, 1902		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG COULEE		
Source Type:	GROUNDWATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County		
•	SENENE 28 13N 14E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31		
Diversion Means:	FLOWING		

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SENENE	28	13N	14E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 140349-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: HILLTOP LAND CO LLC PO BOX 1207 PHILIPSBURG, MT 59858

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):STOCKFlow Rate:Volume:Source Name:GROUNDWATERPoint 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 08/05/2013.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140350-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	SCOTT A WICHMAN HC 81 BOX 4 HOBSON, MT 59452			
Priority Date:	JULY 1, 1888			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF JUDITH RIVER			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County			
•	SWNWSW 5 14N 15E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31			
Diversion Means:	FLOWING			
Period of Use:	JANUARY 1 TO DECEMBER 31			

AUGUST 18, 2022 41S 140350-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWNWSW	5	14N	15E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140351-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	STEVENSONS DIAMOND DOT INC PO BOX 178 HOBSON, MT 59452 0178			
<b>Priority Date:</b>	DECEMBER 12, 1888			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF HAUCK COULEE			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS LAKE CREEK			
Point of Diversion and I	Means of Diversion:			
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County			
1	S2NW 13 14N 14E JUDITH BASIN			
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE			
Period of Use:	JANUARY 1 TO DECEMBER 31			
I CHOU OF USC.				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			S2NW	13	14N	14E JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	41S 140352-00 STATEMENT OF CLAIM				
	Version: 2 R	EEXAMINED			
	Statu	s: ACTIVE			
Owners:	BASIN ANGUS R PO BOX 220 HOBSON, MT 594				
<b>Priority Date:</b>	DECEMBER 12,	1888			
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	CONSISTS OF S DITCH SYSTEM.	W RATE HAS NOT BEEN DECREED BECAUSE THIS USE TOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	STOCK WATERII ANIMAL UNIT. AN	LUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR NG PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER NIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING HISTORICAL USE OF THE AREA SERVICED BY THIS WATER			
*Source Name:	UNNAMED TRIB	BUTARY OF HAUCK COULEE			
Source Type:	SURFACE V	WATER			
	ALSO KNOWN A	S SPRING COULEE			
Point of Diversion and I	Means of Diversion:				
ID	Govt Lot	<u>Otr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>			
1		SW 13 14N 14E JUDITH BASIN			
Period of Diversion Diversion Means:		ECT FROM SOURCE			
Period of Use:	JANUARY 1 TO E				
i ci iu ui use.					

#### Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SW	13	14N	14E JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	: 41S 140353-00 STATEMENT OF CLAIM					
	Version:	2 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	BASIN ANG PO BOX 220 HOBSON, M					
Priority Date:	DECEMBER	R 31, 1916				
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:	GROUNDW	ATER				
Source Type:	GROU	NDWATER				
Point of Diversion and I	Means of Dive	rsion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 13	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN
Period of Diversion Diversion Means:	: JANUARY <sup>^</sup> WELL	1 TO DECEMB	ER 31			
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NENWNW	13	14N	14E	JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140354-00 STATEMENT OF CLAIM					
	Version:	2 REEXAMIN	NED			
		Status: A	CTIVE			
Owners:	SCOTT A WICHMAN HC 81 BOX 4 HOBSON, MT 59452					
Priority Date: DECEMBER 31, 1912						
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC	>				
Flow Rate:	15.00 GPM	ļ				
Volume:	1.50 AC-FT					
Households:	1					
Maximum Acres:	2.00					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and N	Aeans of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWSW	<u>Sec</u> 5	<u>Тwp</u> 14N		<u>County</u> JUDITH BASIN
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1 2.00		SWNWSW	5	14N	15E	JUDITH BASIN
<b>Total:</b> 2.00						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140355-00	STATEMENT OF CLAI	M		
	Version: 2 RE	EXAMINED			
	Status	ACTIVE			
Owners:	JAMES E LEWIS 1014 WARE RD LEWISTOWN, MT	59457			
Priority Date:	MAY 1, 1951				
Type of Historical Right	: USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	5.00 CFS				
Volume:	480.00 AC-FT				
Climatic Area	: 3 - MODERATE				
Maximum Acres:	200.00				
*Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK				
Source Type:	SURFACE W	ATER			
	ALSO KNOWN AS	STINER CREEK			
Point of Diversion and M	Aleans of Diversion:				
<u>ID</u> 1			<u>Rge</u> <u>County</u> 16E FERGUS		
Period of Diversion: MARCH 1 TO NOVEMBER 1					
<b>Diversion Means:</b>	HEADGATE W/DI	TCH OR PIPELINE/FLO	OD AND DIKE		
Period of Use:	MARCH 1 TO NOVEMBER 1				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	200.00			3	16N	16E FERGUS
Total:	200.00					

#### 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.

135437-00 140355-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-60 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140355-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140356-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	VICKI R AZNOE 1043 GILT EDGE STAGE LEWISTOWN, MT 59457 2089				
	RICHARD A AZNOE 1043 GILT EDGE STAGE LEWISTOWN, MT 59457 2089				
Priority Date:	DECEMBER 31, 1915				
Type of Historical Right:	FILED				
Purpose(use):	DOMESTIC				
Flow Rate:	15.00 GPM				
Volume:	3.00 AC-FT				
Households:	1				
Maximum Acres:	1.00				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and M	Aeans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESW2616N19EFERGUS				
Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### **Place of Use:**

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	1.00		SENESW	26	16N	19E FERGUS
Total:	1.00					

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

140356-00 140357-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140357-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VICKI R AZNOE 1043 GILT EDGE STAGE LEWISTOWN, MT 59457 2089
	RICHARD A AZNOE 1043 GILT EDGE STAGE LEWISTOWN, MT 59457 2089
Priority Date:	DECEMBER 31, 1915
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	15.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>
	SENESW 26 16N 19E FERGUS
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SENESW	26	16N	19E FERGUS

#### 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.

140356-00 140357-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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Water Right Number:	41S 140358-00 STATEMENT OF CLAIM							
	Version:	2 REEXAM	IINED					
		Status:	ACTIVE					
Owners:	% TRUSTE 11820 HAN	MAJERUS FAMILY TRUST % TRUSTEES 11820 HANOVER RD LEWISTOWN, MT 59457 3906						
Priority Date:	DECEMBE	R 31, 1955						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC	2						
Flow Rate:	25.00 GPN	1						
Volume:	9.00 AC-F	Г						
Households:	1							
Maximum Acres:	4.00							
Source Name:	GROUND	VATER						
Source Type:	GRO	UNDWATER						
Point of Diversion and I	Means of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Se</u> SWSEN		<u>Тwp</u> 16N	<u>Rge</u> <u>County</u> 16E FERGUS			
Period of Diversion		) JUNE 30						
<b>Diversion Means:</b>	WELL							
Period of Use: JULY 1 TO JUNE 30								
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Se</u>	<u>c</u> <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>			
1 4.00		SWSEN	E 31	16N	16E FERGUS			
<b>Total:</b> 4.00								

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	41S 14035	9-00 STATE	MENT	OFCL	AIM			
	Version:	2 REEXAMI	NED					
		Status: A	CTIVE					
Owners:	% TRUSTEI 11820 HAN	MAJERUS FAMILY TRUST % TRUSTEES 11820 HANOVER RD LEWISTOWN, MT 59457 3906						
Priority Date:	APRIL 29, 1	982						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	25.00 GPM							
Volume:	9.00 AC-FT							
Households:	1							
Maximum Acres:	4.00							
Source Name:	SPRING, UNNAMED TRIBUTARY OF LOUSE CREEK							
Source Type:	GROU	NDWATER						
Point of Diversion and I	Means of Dive	rsion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNE		<u>Twp</u> 16N		<u>County</u> FERGUS		
Period of Diversion	: JULY 1 TO	JUNE 30						
<b>Diversion Means:</b>	PUMP							
Period of Use:	JULY 1 TO	JUNE 30						
Place of Use:								
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>		
1 4.00		SWSENE	31	16N	16E	FERGUS		
<b>Total:</b> 4.00								

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 140360-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MAJERUS FAMILY TRUST % TRUSTEES 11820 HANOVER RD LEWISTOWN, MT 59457 3906
Priority Date:	DECEMBER 31, 1929
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF JUDITH RIVER
Source Type:	SURFACE WATER
	ALSO KNOWN AS WALKER CREEK
Point of Diversion and N	Means of Diversion:
ID 1	Govt Lot Qtr Sec Sec Twp Rge County
1 Deviad of Diversion	SE 32 16N 16E FERGUS : MAY 1 TO OCTOBER 1
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE

AUGUST 18, 2022 41S 140360-00 Page 2 of 2

#### Point of Diversion and Means of Diversion:

<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County			
2		SW	33	16N	16E	FERGUS			
Period of Diversion	Period of Diversion: MAY 1 TO OCTOBER 1								
<b>Diversion Means:</b>	LIVESTOCK DIR	LIVESTOCK DIRECT FROM SOURCE							
3		E2SW	32	16N	16E	FERGUS			
Period of Diversion	Period of Diversion: MAY 1 TO OCTOBER 1								
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE								
Period of Use:	MAY 1 TO OCTC	BER 1							

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> Co	ounty
1			SW	33	16N	16E FE	RGUS
2			SE	32	16N	16E FE	RGUS
3			E2SW	32	16N	16E FE	RGUS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140361-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	KEITH A GLASS 808 BROADWAY DENTON, MT 59430				
	RUNGSIMA N GLASS 808 BROADWAY DENTON, MT 59430				
Priority Date:	DECEMBER 31, 1930				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF BUFFALO COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
•	SWNWNW 12 20N 15E FERGUS I: JANUARY 1 TO DECEMBER 31				
Terror of Diversion. JANOANT TTO DECEMBER 31					

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

# THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

<b>Reservoir:</b>	ONSTREAM				
	Govt Lot	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 12	<u>Twp</u> 20N	<u>Rge</u> <u>County</u> 15E FERGUS
Diversion	to Reservoir: DI	VERSION # 1			
Period of Use:	JANUARY 1	TO DECEMBE	ER 31		
Place of Use:					
<u>ID</u> <u>Acre</u>	s <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWNWNW	12	20N	15E FERGUS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140364-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	RUNGSIMA N GLASS 808 BROADWAY DENTON, MT 59430						
	KEITH A GLASS 808 BROADWAY DENTON, MT 59430						
Priority Date:	DECEMBER 31, 1943						
Type of Historical Right	: USE						
Purpose(use):	AGRICULTURAL SPRAYING						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.						
Volume:	1.66 AC-FT						
Source Name:	UNNAMED TRIBUTARY OF BUFFALO COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNW1420N15EFERGUS						
*Period of Diversior Diversion Means:	a: JANUARY 1 TO DECEMBER 31 PUMP						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

AUGUST 18, 2022 41S 140364-00 Page 2 of 2

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWNW		 Rge <u>County</u> 15E FERGUS
<b>Diversion to Reservoir:</b>		DIVERSION # 1		
Period of Use:	APRIL 30 T	O OCTOBER 3 <sup>4</sup>	1	
Place of Use:				

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1				14	20N	15E	FERGUS
2				22	20N	15E	FERGUS
3				15	20N	15E	FERGUS
4				11	20N	15E	FERGUS
5				10	20N	15E	FERGUS
6				3	20N	15E	FERGUS

#### 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.

140364-00 140366-00

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 1403	65-00	STATE	MENT	OF CLA	٩IM	
	Version:	2 RE		NED			
		Status	: A	CTIVE			
Owners:	KEITH A GLASS 808 BROADWAY DENTON, MT 59430						
	RUNGSIMA N GLASS 808 BROADWAY DENTON, MT 59430						
Priority Date:	JANUARY	1, 1953					
Type of Historical Right	:USE						
Purpose(use):	AGRICULT	URAL S	SPRAYIN	١G			
Flow Rate:	5.00 GPM						
Volume:	2.03 AC-F1	<b>-</b>					
Source Name:	GROUNDV	VATER					
Source Type:	GROUNDWATER						
Point of Diversion and M	Aeans of Dive	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>		<u>Qtr Sec</u> /NENE	<u>Sec</u> 10	<u>Twp</u> 20N		<u>County</u> FERGUS
Period of Diversion	: JANUARY	1 TO D	ECEMB	ER 31			
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY	1 TO DI	ECEMBI	ER 31			

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1				10	20N	15E FERGUS
2				14	20N	15E FERGUS
3				22	20N	15E FERGUS
4				15	20N	15E FERGUS
5				11	20N	15E FERGUS
6				3	20N	15E FERGUS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140366-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	RUNGSIMA N GLASS 808 BROADWAY DENTON, MT 59430					
	KEITH A GLASS 808 BROADWAY DENTON, MT 59430					
Priority Date:	DECEMBER 31, 1943					
Type of Historical Right:	USE					
Purpose(use):	IRRIGATION					
Irrigation Type: SPRINKLER/FLOOD						
Flow Rate:	85.00 GPM					
Volume:	16.20 AC-FT					
Climatic Area:	2 - MODERATELY HIGH					
Maximum Acres:	5.00					
Source Name:	ource Name: UNNAMED TRIBUTARY OF BUFFALO COULEE					
Source Type:	: SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNW1420N15EFERGUS					
*Period of Diversion: APRIL 1 TO AUGUST 31						
Diversion Means: PUMP						

*Re	servoir:	ONSTREAM	Reservoir Name: #8				
		Govt Lot	<u>Qtr Sec</u> SWNWNW		<u>Twp</u> 20N		<u>County</u> FERGUS
	Diversion to Dam Heigh Depth: Surface An Capacity:		DIVERSION # 1 10.00 FEET 7.00 FEET 2.67 ACRES 7.48 ACRES	S			
			ACITY, DAM HEI TIMATED BY DN		MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of	f Use:	APRIL 1 T	O AUGUST 31				
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	5.00		W2NW	14	20N	15E	FERGUS
Total:	5.00	)					

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

140366-00 140367-00

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.

140364-00 140366-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-110 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AUGUST 18, 2022 41S 140366-00

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RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140367-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	RUNGSIMA N GLASS 808 BROADWAY DENTON, MT 59430						
	KEITH A GLASS 808 BROADWAY DENTON, MT 59430						
Priority Date:	DECEMBER 31, 1957						
Type of Historical Right:	USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	1.52 CFS						
Volume:	194.40 AC-FT						
Climatic Area:	2 - MODERATELY HIGH						
Maximum Acres:	40.00						
Source Name:	UNNAMED TRIBUTARY OF BUFFALO COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNE1520N15EFERGUS						
	n: APRIL 15 TO OCTOBER 31 PUMP/FLOOD AND DIKE						

	*Reservoir: ONSTREAM Reservoir Name: #6							
		Govt Lot		<u>Qtr Sec</u> SWNE	<u>Sec</u> 15	<u>Twp</u> 20N	<u>Rge</u> 15E	
	Diversion	to Reservoir:	DIVERS	SION # 1				
Dam Height:			10.00	FEET				
	Depth:		7.00	FEET				
Surface Area:			0.57	ACRES	6			
Capacity:			1.60	ACRE-	FEET			
Period of Use: APRIL 15		то ост	OBER 3	1				
Place	e of Use:							
<u>ID</u>	Acr	es <u>Govt Lot</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	30.0	0		NE	15	20N	15E	FERGUS
2	10.0	0		W2NW	14	20N	15E	FERGUS
Tota	al: 40.0	0						

#### 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.

140366-00 140367-00

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.

135240-00 140367-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MEANS OF DIVERSION APPEARS TO BE INCORRECT. THE MEANS OF DIVERSION APPEARS TO BE A DAM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 60.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED. AUGUST 18, 2022 41S 140367-00

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THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-178-90 , DATED 09/18/1979 AND 30027-278-110, DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140368-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
Priority Date:	DECEMBER 31, 1920
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	PLUM CREEK
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 140368-00 Page 2 of 2

Point of Diversion and Means of Diversion:						
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		NWNWNW	11	18N	17E	FERGUS
*Period of Diversion:	JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
	THE PERIOI CLAIM.	O OF DIVERSI	ON H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNW				<u>County</u> FERGUS
Diversion to Re	eservoir: DI	VERSION # 1				
Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NWNWNW	11	18N	17E	FERGUS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR						

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140369-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	ELOISE E WHISENHUNT 1410 1ST ST W BILLINGS, MT 59101 0601
Priority Date:	DECEMBER 31, 1932
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 140369-00 Page 2 of 2

Point of Diversion and N	<b>Jeans of Divers</b>	ion:				
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NWSWSE	34	19N	17E	FERGUS
*Period of Diversion:	: JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE		
	THE PERIOD CLAIM.	OF DIVERSI	ON H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NWSWSE		<u>Тwp</u> 19N		<u>County</u> FERGUS
Diversion to Reservoir: DIVERSION # 1						
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		NWSWSE	34	19N	17E	FERGUS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR						

**ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140370-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
Priority Date:	JUNE 30, 1960
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	SURFACE WATER

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Point of Div	ersion and I	Means of Diver	sion:				
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1			NESWNW	3	18N	17E	FERGUS
Period	of Diversion	: JANUARY 1	TO DECEMBE	ER 31			
Diversi	on Means:	LIVESTOCK	DIRECT FRO	M SO	URCE		
Reserv	voir: ON	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NESWNW	<u>Sec</u> 3	<u>Twp</u> 18N	<u>Rge</u> 17E	<u>County</u> FERGUS
Div	version to R	eservoir: DI	VERSION # 1				
Period of Us	e:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use	:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1			NESWNW	3	18N	17E	FERGUS

#### **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.

AN AMENDMENT WAS SUBMITTED ON 03/11/2022 REQUESTING TO AMEND THE PLACE OF USE. THE AMENDMENT WAS NOT PROCESSED. THE AMENDMENT WILL BE REVIEWED BY THE COURT AFTER THE ISSUANCE OF THE PRELIMINARY DECREE. PLACE OF USE, POINT OF DIVERSION AND MEANDS OF DIVERSION

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140371-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
Priority Date:	JUNE 30, 1960
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	GROUNDWATER

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> Point of Diversion and Means of Diversion: ID Govt Lot Twp Rge County Qtr Sec Sec 1 SESWNW 11 18N 17E FERGUS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: FLOWING** Period of Use: **JANUARY 1 TO DECEMBER 31** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Twp Sec 1 SESWNW 11 18N 17E FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140372-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
Priority Date:	DECEMBER 31, 1930
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	GROUNDWATER

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> Point of Diversion and Means of Diversion: ID Govt Lot Qtr Sec Sec Twp Rge County 1 SWNWNW 11 18N 17E FERGUS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: FLOWING** Period of Use: **JANUARY 1 TO DECEMBER 31** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Twp Sec 1 SWNWNW 11 18N 17E FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140373-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	ELOISE E WHISENHUNT 1410 1ST ST W BILLINGS, MT 59101 0601
Priority Date:	JANUARY 31, 1933
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	SURFACE WATER

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Point of Diversion and M	leans of Diversio	on:				
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SESWSE	34	19N	17E	FERGUS
*Period of Diversion:	JANUARY 1 T	O DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	DIRECT FRO	M SO	URCE		
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWSE				<u>County</u> FERGUS
Diversion to Reservoir: DIVERSION # 1						
Period of Use:	JANUARY 1 TO	O DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SESWSE	34	19N	17E	FERGUS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140374-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
Priority Date:	DECEMBER 31, 1890
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	20.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK GROUNDWATER

AUGUST 18, 2022 41S 140374-00 Page 2 of 2

> Point of Diversion and Means of Diversion: ID Govt Lot Twp Rge County Qtr Sec Sec 1 SWNWNW 11 18N 17E FERGUS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means: FLOWING** Period of Use: **JANUARY 1 TO DECEMBER 31** Place of Use: ID Govt Lot Rge County Acres Qtr Sec Sec Twp 1 SWNWNW 11 18N 17E FERGUS

#### 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.

140374-00 140404-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140375-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
Priority Date:	OCTOBER 10, 1891
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	PLUM CREEK
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 140375-00 Page 2 of 3

Point of Diversion and M	leans of Diversi	on:				
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp		<u>County</u>
1		SESWNW	11	18N	17E	FERGUS
*Period of Diversion:	JANUARY 1 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK I	DIRECT FRO	M SO	URCE		
*Reservoir: ONS	TREAM R	eservoir Name	e: A1	FLETCH	IER	
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 11	<u>Twp</u> 18N		<u>County</u> FERGUS
Diversion to Re	servoir: DIV	ERSION # 1				
Dam Height:	12	2.00 FEET				
Depth:	ç	0.00 FEET				
Surface Area:	C	0.17 ACRES	5			
Capacity:	C	).61 ACRE-I	FEET			
	THE CAPACIT			MAXIMU	IM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	O DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SESWNW	11	18N	17E	FERGUS

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140375-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140376-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
Priority Date:	DECEMBER 31, 1960
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name: Source Type:	UNNAMED TRIBUTARY OF PLUM CREEK SURFACE WATER

AUGUST 18, 2022 41S 140376-00 Page 2 of 2

Point of Diversion and Means of Diversion:							
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>				County	
1		SESWSE	2	18N	17E	FERGUS	
*Period of Diversion:	JANUARY 1 T	O DECEMB	ER 31				
<b>Diversion Means:</b>	LIVESTOCK D	DIRECT FRO	M SO	URCE			
	THE PERIOD CLAIM.	OF DIVERS	ION H.	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS	
Reservoir: ONS	STREAM						
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWSE	<u>Sec</u> 2	<u>Twp</u> 18N		<u>County</u> FERGUS	
Diversion to Re	servoir: DIV	ERSION # 1					
Period of Use:	JANUARY 1 T	O DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1		SESWSE	2	18N	17E	FERGUS	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140377-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
Priority Date:	JANUARY 31, 1933
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	3.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

AUGUST 18, 2022 41S 140377-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Twp ID Govt Lot Rge County Qtr Sec Sec 1 SESENW 3 18N 17E FERGUS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL Period of Use: **JANUARY 1 TO DECEMBER 31** Place of Use: ID Govt Lot Qtr Sec Sec Rge County Acres Twp 1 SESENW 3 18N 17E FERGUS

#### 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.

140377-00 140405-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140378-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
Priority Date:	JUNE 30, 1960
Type of Historical Right	:: FILED
Purpose(use):	STOCK
Flow Rate:	2.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK GROUNDWATER

AUGUST 18, 2022 41S 140378-00 Page 2 of 2

Point of Diversion and	Point of Diversion and Means of Diversion:									
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>				
1		NESWNW	3	18N	17E	FERGUS				
Period of Diversion	Period of Diversion: JANUARY 1 TO DECEMBER 31									
<b>Diversion Means:</b>	FLOWING									
Period of Use:	JANUARY 1	TO DECEMBE	ER 31							
Place of Use:										
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>				
1		NESWNW	3	18N	17E	FERGUS				

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140379-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	ELOISE E WHISENHUNT 1410 1ST ST W BILLINGS, MT 59101 0601
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
Priority Date:	DECEMBER 31, 1955
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WILLOW CREEK
Source Type:	SURFACE WATER

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Point of Diversion and M	leans of Diversion	on:					
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County	
1		NENWSE	4	18N	17E	FERGUS	
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						
Reservoir: ONS	STREAM						
	Govt Lot	<u>Qtr Sec</u> NENWSE				<u>County</u> FERGUS	
Diversion to Re	servoir: DIV	ERSION # 1					
Period of Use:	JANUARY 1 T	O DECEMBE	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1		NENWSE	4	18N	17E	FERGUS	
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.							

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140380-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
Priority Date:	JUNE 15, 1910
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

AUGUST 18, 2022 41S 140380-00 Page 2 of 3

Source Name: Source Type:	PLUM CREE SURFA	K CE WATER				
Point of Diversion and	Means of Divers	sion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 11	<u>Twp</u> 18N		<u>County</u> FERGUS
*Period of Diversion Diversion Means:		TO DECEMB DIRECT FRC				
	THE PERIOD CLAIM.	O OF DIVERS	ION H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: OF	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESW	<u>Sec</u> 3	<u>Twp</u> 18N		<u>County</u> FERGUS
Diversion to R	eservoir: Dľ	VERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SWNESW	3	18N	17E	FERGUS

#### **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.

140380-00 140401-00

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140380-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140381-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
Priority Date:	JANUARY 1, 1920
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 140381-00 Page 2 of 2

Point of Div	Point of Diversion and Means of Diversion:									
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>			
1			SENENE	10	18N	17E	FERGUS			
Period of Diversion: JANUARY 1 TO DECEMBER 31										
Divers	Diversion Means: LIVESTOCK DIRECT FROM SOURCE									
Reser	voir: ON	STREAM								
		Govt Lot	<u>Qtr Sec</u> SENENE	<u>Sec</u> 10		<u>Rge</u> 17E	<u>County</u> FERGUS			
Di	version to R	eservoir: DIV	ERSION # 1							
Period of U	se:	JANUARY 1 T	O DECEMBE	ER 31						
Place of Use	e:									
<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>			
1			SENENE	10	18N	17E	FERGUS			

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140382-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
Priority Date:	JANUARY 1, 1920
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	SURFACE WATER

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Point of Diversion and M	leans of Diversio	n:					
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1		NESENE	10	18N	17E	FERGUS	
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	ns: LIVESTOCK DIRECT FROM SOURCE						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						
Reservoir: ONS	STREAM						
	<u>Govt Lot</u>	<u>Qtr Sec</u> NESENE		<u>Twp</u> 18N		<u>County</u> FERGUS	
Diversion to Re	servoir: DIVE	RSION # 1					
Period of Use:	JANUARY 1 TO	DECEMBI	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County	
1		NESENE	10	18N	17E	FERGUS	
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.							

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140383-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
Priority Date:	MARCH 16, 1943
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MING COULEE
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:						
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NWNESE	9	18N	17E	FERGUS
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE		
	THE PERIOD CLAIM.	OF DIVERS	ON H	AS BEI	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: O	NSTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNESE	<u>Sec</u> 9	<u>Twp</u> 18N		<u>County</u> FERGUS
Diversion to Reservoir: DIVERSION # 1						
Period of Use:	JANUARY 1 1	O DECEMB	ER 1			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NWNESE	9	18N	17E	FERGUS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR						

**ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140384-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	ELOISE E WHISENHUNT 1410 1ST ST W BILLINGS, MT 59101 0601
Priority Date:	DECEMBER 31, 1957
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WILLOW CREEK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:						
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		SWNESW	4	18N	17E	FERGUS
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					
Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESW	<u>Sec</u> 4			<u>County</u> FERGUS
Diversion to Reservoir: DIVERSION # 1						
Period of Use:	JANUARY 1 1	O DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SWNESW	4	18N	17E	FERGUS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140385-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	ELOISE E WHISENHUNT 1410 1ST ST W BILLINGS, MT 59101 0601
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
Priority Date:	DECEMBER 31, 1930
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF WILLOW CREEK
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 140385-00 Page 2 of 2

Point of Diversion and Means of Diversion:						
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		NWSENW	4	18N	17E	FERGUS
*Period of Diversion:	JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE		
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					
Reservoir: ONSTREAM						
	Govt Lot	<u>Qtr Sec</u> NW SENW	<u>Sec</u> 4	<u>Twp</u> 18N		<u>County</u> FERGUS
Diversion to Reservoir: DIVERSION # 1						
Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NWSENW	4	18N	17E	FERGUS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140386-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ELOISE E WHISENHUNT 1410 1ST ST W BILLINGS, MT 59101 0601
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
Priority Date:	DECEMBER 31, 1930
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	PLUM CREEK SURFACE WATER

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> Point of Diversion and Means of Diversion: Qtr Sec Rge County ID **Govt Lot** Twp Sec 1 SESWNW 11 18N 17E FERGUS \*Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** \*Reservoir: OFFSTREAM **Reservoir Name:** BIG RESERVOIR #9 **Govt Lot** Qtr Sec Sec Twp Rge County 17E FERGUS 18N NESENE 4 **DIVERSION #1 Diversion to Reservoir:** 15.00 FEET Dam Height: Depth: 12.00 FEET Surface Area: 3.49 ACRES **Capacity:** 16.75 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31** Period of Use: Place of Use: ID **Govt Lot** Rge County Acres Qtr Sec Sec Twp 1 17E FERGUS NESENE 4 18N

#### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 140386-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140387-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	ELOISE E WHISENHUNT 1410 1ST ST W BILLINGS, MT 59101 0601
Priority Date:	DECEMBER 26, 1930
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF WILLOW CREEK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:						
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SWSWNE	4	18N	17E	FERGUS
*Period of Diversion:	JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE		
	THE PERIOD CLAIM.	OF DIVERSI	ON H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 4	<u>Twp</u> 18N		<u>County</u> FERGUS
Diversion to Re	servoir: DI	/ERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		SWSWNE	4	18N	17E	FERGUS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140388-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
Priority Date:	DECEMBER 31, 1930
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	SURFACE WATER

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*Point of Diversion and N	Aeans of Diver	sion:				
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1	4	SWNWNW	3	18N	17E	FERGUS
*Period of Diversion	: JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK	DIRECT FRO	M SO	URCE		
	THE PERIO CLAIM.	D OF DIVERS	ION H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
*Reservoir: ON	STREAM					
	<u>Govt Lot</u> 4	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 3	<u>Twp</u> 18N		<u>County</u> FERGUS
Diversion to R	eservoir: D	IVERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
*Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	4	SWNWNW	3	18N	17E	FERGUS

#### Remarks:

THE FLOW RATE, POINT OF DIVERSION, RESERVOIR LOCATION, PLACE OF USE WERE AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 140389-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
<b>Priority Date:</b>	JUNE 30, 1930
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: Source Type:	UNNAMED TRIBUTARY OF PLUM CREEK SURFACE WATER

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Point of Div	version and	Means of Divers	sion:			
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> <u>County</u>
1			SESENW	3	18N	17E FERGUS
Period	of Diversion	n: JANUARY 1	TO DECEMB	ER 31		
Diversi	on Means:	LIVESTOCK	DIRECT FRO	M SO	URCE	
Reser	voir: ON	STREAM				
		Govt Lot	<u>Qtr Sec</u> SESENW	<u>Sec</u> 3	<u>Twp</u> 18N	<u>Rge</u> <u>County</u> 17E FERGUS
				3	ION	THE FERGUS
Di	version to <b>F</b>	Reservoir: DI	VERSION # 1			
Period of Us	se:	JANUARY 1	TO DECEMBE	ER 31		
Place of Use	:					
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	<u>Rge</u> <u>County</u>
1			SESENW	3	18N	17E FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140390-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
Priority Date:	JUNE 15, 1910
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	SURFACE WATER

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Point of Diversion and N	Ieans of Diversi	on:				
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		NESWSE	3	18N	17E	FERGUS
*Period of Diversion:	: JANUARY 1 T	O DECEMB	ER 31			
<b>Diversion Means:</b>		DIRECT FRO	M SO	URCE		
	THE PERIOD CLAIM.	OF DIVERSI	ION H.	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NESWSE		<u>Twp</u> 18N		<u>County</u> FERGUS
Diversion to Re	eservoir: DIV	ERSION # 1				
Period of Use:	APRIL 1 TO N	OVEMBER 1				
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NESWSE	3	18N	17E	FERGUS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR						

**ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 140391-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
Priority Date:	JUNE 15, 1913
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	2.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

AUGUST 18, 2022 41S 140391-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Twp ID **Govt Lot** Rge County Qtr Sec Sec 1 SESWSE 3 18N 17E FERGUS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL Period of Use: **JANUARY 1 TO DECEMBER 31** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 SESWSE 3 18N 17E FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140392-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
<b>Priority Date:</b>	DECEMBER 31, 1910
Type of Historical Right	t: FILED
Purpose(use):	STOCK
Flow Rate:	3.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER

AUGUST 18, 2022 41S 140392-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Twp ID **Govt Lot** Rge County Qtr Sec Sec 1 NESWSE 3 18N 17E FERGUS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** WELL Period of Use: **JANUARY 1 TO DECEMBER 31** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 NESWSE 3 18N 17E FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140393-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	ELOISE E WHISENHUNT 1410 1ST ST W BILLINGS, MT 59101 0601
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
Priority Date:	DECEMBER 31, 1962
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	48.60 AC-FT
Climatic Area	: 3 - MODERATE
Maximum Acres:	15.00
Source Name:	WILLOW SPRINGS
Source Type:	GROUNDWATER

AUGUST 18, 2022 41S 140393-00 Page 2 of 3

Point of 1	Point of Diversion and Means of Diversion:						
<u>ID</u> 1		Govt Lot	<u>Qtr Sec</u> NENWSE	<u>Sec</u> 4	<u>Тwp</u> 18N		<u>County</u> FERGUS
	od of Diversio ersion Means:	n: APRIL 1 TO O PUMP	CTOBER 31				
			ervoir Name	e: LA	NGFOF	RD	
		Govt Lot	<u>Qtr Sec</u> NENW SE	<u>Sec</u> 4	<u>Twp</u> 18N		<u>County</u> FERGUS
	Diversion to I		ERSION # 1	4	TOIN	176	TEROOS
			00 FEET				
	Dam Height:						
	Depth:		00 FEET				
	Surface Area		40 ACRES				
	Capacity:	13.	60 ACRE-	FEET			
		THE CAPACITY BEEN ESTIMA		-	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of	Use:	APRIL 1 TO OC	TOBER 31				
Place of V	Use:						
Ш	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	15.00		N2SE	4	18N	17E	FERGUS
Total:	15.00						

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

## 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 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 5.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-26 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 3.5 TIMES THE CAPACITY OF THE RESERVOIR. A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140394-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
Priority Date:	APRIL 10, 1902
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FURROW/FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	275.00 AC-FT
Climatic Areas	3 - MODERATE
Maximum Acres:	55.00
*Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	SURFACE WATER

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#### Point of Diversion and Means of Diversion:

Point of I	Point of Diversion and Means of Diversion:						
<u>ID</u>	ID Govt Lot			Sec	Twp	<u>Rge</u>	<u>County</u>
1			SWNENE	11	18N	17E	FERGUS
Perio	od of Diversion	APRIL 15 TO	OCTOBER 1	5			
Diversion Means: HEADGATE							
Res	ervoir: ON	STREAM					
		Govt Lot	<u>Qtr Sec</u>		Twp	Rge	<u>County</u>
			SWNENE	11	18N	17E	FERGUS
	Diversion to R	eservoir: DIV	ERSION # 1				
Period of Use: APRIL 15 TO OCTOBER 15							
Place of U	Jse:						
ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	20.00		SESW	2	18N	17E	FERGUS
2	15.00		E2NW	11	18N	17E	FERGUS
3	20.00		N2NE	11	18N	17E	FERGUS

#### Remarks:

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Total:

55.00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-178-65 , DATED 09/18/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	<b>41S 140395-00</b> STATEMENT OF CLAIM Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	NADA BAKOS PO BOX 441 LANGLEY, WA 98260					
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105					
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260					
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101					
Priority Date:	APRIL 1, 1907					
Type of Historical Right:	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	SPRINKLER/FLOOD/FURROW					
Flow Rate:	3.75 CFS					
Volume:	372.60 AC-FT					
Climatic Area:	: 3 - MODERATE					
Maximum Acres:	115.00					
Source Name: Source Type:	PLUM CREEK SURFACE WATER					

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Point of Diversion and Means of Diversion:							
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1			SESWNW	11	18N	17E FERGUS	
Peri	od of Diversion	: APRIL 15 TO	OCTOBER 3	1			
Dive	ersion Means:	HEADGATE					
Period of	Use:	APRIL 15 TO	OCTOBER 3	1			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1	40.00		SENE	10	18N	17E FERGUS	
2	35.00		NWNE	10	18N	17E FERGUS	
3	40.00		NENW	10	18N	17E FERGUS	
Total:	115.00						

#### 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.

140395-00 140398-00 140399-00 140400-00 140401-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION. THE CLAIMANT IS PAYING AN ADDITIONAL FILING FEE OF \$480.00 UNDER PROTEST, STATING THE RANCH IS ONE UNIT, IN ONE DIVISION, BUT CLAIMANT HAS LISTED DIFFERENT CO-OWNERS ON ONE PART OF THE RANCH.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. 30027-278-26 , DATED 09/25/1979 APPEARS TO INDICATE 4.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140396-00 STATEMENT OF CLAIM			
	Version: 3 REEXAMINED			
	Status: ACTIVE			
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101			
	ELOISE E WHISENHUNT 1410 1ST ST W BILLINGS, MT 59101 0601			
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105			
Priority Date:	MAY 10, 1904			
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:	226.80 AC-FT			
Climatic Area: 2 - MODERATELY HIGH				
Maximum Acres:	70.00			
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK			
Source Type:	SURFACE WATER			

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**Point of Diversion and Means of Diversion:** 

<u>ID</u> 1	Govt Lot		<u>Sec</u> 34	<u>Twp</u> 19N	<u>Rge</u> <u>County</u> 17E FERGUS
*Period of Diversion: APRIL 1 TO SEPTEMBER 30 Diversion Means: HEADGATE					
*Reservoir:	ONSTREAM	Reservoir Name	e: #5	"2"	
	Govt Lot	<u>Qtr Sec</u> NWSWSE		<u>Twp</u> 19N	<u>Rge</u> <u>County</u> 17E FERGUS
Diversion	n to Reservoir: D	IVERSION # 1			

Dam Height:	12.00	FEET
Depth:	9.00	FEET
Surface Area:	1.67	ACRES
Capacity:	6.01	ACRE-FEET
	THE CAPACITY, D	DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE

BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	25.00		NESW	34	19N	17E	FERGUS
2	40.00		W2SE	34	19N	17E	FERGUS
3	5.00		SESE	34	19N	17E	FERGUS
Total:	70.00						

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

## 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 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-26 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	41S 140397-00 STATEMENT OF CLAIM			
	Version: 3 REEXAMINED			
	Status: ACTIVE			
Owners:	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105			
	ELOISE E WHISENHUNT 1410 1ST ST W BILLINGS, MT 59101 0601			
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101			
<b>Priority Date:</b>	MAY 15, 1904			
Type of Historical Right	: FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FURROW			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.			
Volume:	129.60 AC-FT			
Climatic Area: 3 - MODERATE				
Maximum Acres:	40.00			
Source Name: Source Type:	UNNAMED TRIBUTARY OF PLUM CREEK SURFACE WATER			

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Point of Di	Point of Diversion and Means of Diversion:						
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		1	NENE	3	18N	17E	FERGUS
*Period	l of Diversion	: APRIL 1 TO NO	VEMBER	15			
Divers	sion Means:	HEADGATE					
*Rese	rvoir: ONS	STREAM Rese	ervoir Nam	e: #2	0 BUTL	ER	
		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	<u>County</u>
			NENE	3	18N	17E	FERGUS
D	viversion to R	eservoir: DIVE	RSION # 1				
D	am Height:	10.0	0 FEET				
D	epth:	7.0	0 FEET				
S	urface Area:	0.9	0 ACRES	5			
C	apacity:	2.5	2 ACRE-	FEET			
		THE CAPACITY	, DAM HEI	GHT,	ΜΑΧΙΜ	UM DE	PTH, AND SURFACE AREA HAVE
		BEEN ESTIMAT	ED BY DN	RC.			
Period of Use:		APRIL 1 TO NO	VEMBER 1	15			
Place of Us	e:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	40.00	2		3	18N	17E	FERGUS
Total:	40.00						

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

## 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 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-26 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 51.43 TIMES THE CAPACITY OF THE RESERVOIR. A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE **JUDITH RIVER BASIN 41S ABSTRACT OF WATER RIGHT CLAIM**

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140398-00STATEMENT OF CLAIMVersion:3 REEXAMINEDStatus:ACTIVE					
Owners:	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105					
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260					
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101					
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260					
Priority Date:	DECEMBER 31, 1958					
Type of Historical Right	: USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	: FLOOD					
Flow Rate:	170.00 GPM					
Volume:	32.40 AC-FT					
Climatic Area	: 3 - MODERATE					
Maximum Acres:	10.00					
Source Name: Source Type:	PLUM CREEK SURFACE WATER					

AUGUST 18, 2022 41S 140398-00 Page 2 of 3

Point of Diversion and Means of Diversion:									
ID		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp		County		
1			NWNWNW	11	18N	17E	FERGUS		
*Period of Diversion: APRIL 15 TO OCTOBER 1									
Diversion Means: PUMP									
*Reservoir: ONSTREAM Reservoir Name: # 16 1									
		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>		
			NWNWNW	11	18N	17E	FERGUS		
Diversion to Reservoir: DIVERSION # 1									
Dam Height:		nt:	10.00 FEET						
Depth:			7.00 FEET						
Surface Area:		ea:	0.55 ACRES	3					
Capacity:			1.54 ACRE-	FEET	-				
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.									
Period of	f Use:	APRIL 15 T	APRIL 15 TO OCTOBER 1						
Place of Use:									
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1	5.00		NWNWNW	11	18N	17E	FERGUS		
2	5.00		SWSWSW	2	18N	17E	FERGUS		
Total:	10.00	-							

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

140395-00 140398-00 140399-00 140400-00 140401-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

## 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 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 FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-178-65 , DATED 09/18/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AUGUST 18, 2022 41S 140398-00

Page 3 of 3

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 21 TIMES THE CAPACITY OF THE RESERVOIR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 140399-00 STATEMENT OF CLAIM						
	Version:	3 REEXAMINED					
		Status:	ACTIVE				
Owners:	NADA BAKOS PO BOX 441 LANGLEY, WA 98260						
	HARRIETT 2004 LAKE BILLINGS,	N					
	WHISENHUNT GRANDCHILDRENS T %NADA BAKOS PO BOX 441 LANGLEY, WA 98260						
	HENRIETT 1410 1ST S BILLINGS,	ONE					
Priority Date:	DECEMBER 31, 1891						
Type of Historical Right: USE							
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	1,683.00						
Volume:	479.52 AC-FT						
Climatic Area: 3 - MODERATE							
Maximum Acres:	128.00						
Source Name:	PLUM CREEK						
Source Type:	SURF	ACE WATE	R				

AUGUST 18, 2022 41S 140399-00 Page 2 of 3

**Point of Diversion and Means of Diversion:** 

I onit of Diversion and Weans of Diversion.									
<u>ID</u> 1		Govt Lot	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 11	<u>Тwp</u> 18N		<u>County</u> FERGUS		
	ad of Divoraio			• •			TERCOO		
			APRIL 15 TO OCTOBER 31						
<b>Diversion Means:</b>		HEADGATE							
*Re	eservoir: ON	ONSTREAM Reservoir Name: A1 FLETCHER							
		Govt Lot	<u>Qtr Sec</u>				County		
			SESWNW	11	18N	17E	FERGUS		
Diversion to Reservoir: DIVERSION # 1									
Dam Height:		12.	00 FEET						
Depth:		9.	00 FEET						
Surface Area:		: 0.	17 ACRES	3					
Capacity:		0.	61 ACRE-	FEET					
			THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE						
		BEEN ESTIMA		-					
Period of Use:		APRIL 15 TO OCTOBER 31							
Place of Use:									
<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County		
1	35.00		NE	4	18N	17E	FERGUS		
2	55.00		SW	3	18N	17E	FERGUS		
3	27.00		NE	10	18N	17E	FERGUS		

11.00 NW 11 18N 17E FERGUS

#### **Remarks:**

Total:

128.00

4

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.

140395-00 140398-00 140399-00 140400-00 140401-00

ON OCTOBER 13, 1989 A STIPULATION AND AGREEMENT WAS FILED IN CASE 41S-11 CONCERNING CLAIMS 41S 34697-00, 41S 140399-00, AND 41S 140400-00. THE STIPULATION AND AGREEMENT DETAILS THE CLAIMANTS' RESPONSIBILITIES FOR DAM REPAIRS AND THEIR AGREEMENT CONCERNING WHEN WATER CLAIMED ON 41S 140399-00 AND 41S 140400 MAY BE USED FOR IRRIGATION, AS WELL AS OTHER RELATED AGREEMENTS. A COPY OF THE STIPULATION AND AGREEMENT HAS BEEN ADDED TO EACH CLAIM FILE FOR REFERENCE.

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AUGUST 18, 2022 41S 140399-00

Page 3 of 3

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

BASED ON THE 12/31/1998 DNRC REPORT TO THE WATER COURT, IT APPEARS A SUPPLEMENTAL RIGHTS REMARK SHOULD BE ADDED FOR THIS CLAIM AND CLAIMS 41S 140395-00, 41S 140398-00, 41S 140400-00, AND 41S 140401-00.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 786 TIMES THE CAPACITY OF THE RESERVOIR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140400-00 STATEMENT OF CLAIM						
	Version: 3 REEXAMINED Status: ACTIVE						
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101						
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105						
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260						
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260						
Priority Date:	OCTOBER 10, 1891						
Type of Historical Right	FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	3.75 CFS						
Volume:	550.80 AC-FT						
Climatic Area	: 3 - MODERATE						
Maximum Acres:	120.00						
Source Name: Source Type:	PLUM CREEK SURFACE WATER						

AUGUST 18, 2022 41S 140400-00 Page 2 of 3

> Point of Diversion and Means of Diversion: **Govt Lot** ID Otr Sec Twp **Rge** County Sec 1 SESWNW 11 18N 17E FERGUS \*Period of Diversion: APRIL 15 TO OCTOBER 15 **Diversion Means:** HEADGATE **ONSTREAM** \*Reservoir: **Reservoir Name:** A1 FLETCHER **Govt Lot Rge** County **Otr Sec** Sec Twp 17E FERGUS SESWNW 18N 11 **DIVERSION #1 Diversion to Reservoir:** 12.00 FEET Dam Height: Depth: 9.00 FEET Surface Area: 0.17 ACRES **Capacity:** 0.61 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **Period of Use: APRIL 15 TO OCTOBER 15** Place of Use: ID Govt Lot <u>Qtr Sec</u> Sec Twp Rge County Acres 1 45.00 W2NW 11 18N 17E FERGUS 2 15.00 SWSW 2 18N 17E FERGUS 3 40.00 NENE 10 18N 17E FERGUS 4 20.00 SENE 10 18N 17E FERGUS Total: 120.00

#### **Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

140395-00 140398-00 140399-00 140400-00 140401-00

ON OCTOBER 13, 1989 A STIPULATION AND AGREEMENT WAS FILED IN CASE 41S-11 CONCERNING CLAIMS 41S 34697-00, 41S 140399-00, AND 41S 140400-00. THE STIPULATION AND AGREEMENT DETAILS THE CLAIMANTS' RESPONSIBILITIES FOR DAM REPAIRS AND THEIR AGREEMENT CONCERNING WHEN WATER CLAIMED ON 41S 140399-00 AND 41S 140400-00 MAY BE USED FOR IRRIGATION, AS WELL AS OTHER RELATED AGREEMENTS. A COPY OF THE STIPULATION AND AGREEMENT HAS BEEN ADDED TO EACH CLAIM FILE FOR REFERENCE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM. AUGUST 18, 2022 41S 140400-00

Page 3 of 3

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 902 TIMES THE CAPACITY OF THE RESERVOIR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140401-00 STATEMENT OF CLAIM						
	Version: 3 REEXAMINED						
	Status: ACTIVE						
Owners:	NADA BAKOS PO BOX 441 LANGLEY, WA 98260						
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260						
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101						
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105						
Priority Date:	JUNE 15, 1910						
Type of Historical Right	: FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	FURROW						
Flow Rate:	1.52 CFS						
Volume:	129.60 AC-FT						
Climatic Area	: 3 - MODERATE						
Maximum Acres:	40.00						
Source Name:	PLUM CREEK						
Source Type:	SURFACE WATER						

AUGUST 18, 2022 41S 140401-00 Page 2 of 3

Point of	Diversion and N	<b>Jeans of Diversion</b>	:				
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		S	ESWNW	11	18N	17E	FERGUS
*Peri	iod of Diversion	: MARCH 1 TO N	OVEMBE	א 1			
Dive	ersion Means:	HEADGATE					
*Re	eservoir: ONS	STREAM Rese	rvoir Nam	e: LA	NGFOR	RD	
		<u>Govt Lot</u> S	<u>Qtr Sec</u> ESWNW	<u>Sec</u> 11	<u>Twp</u> 18N		<u>County</u> FERGUS
	Diversion to Re	eservoir: DIVEF	RSION # 1				
	Dam Height:	12.0	) FEET				
	Depth:	9.0	0 FEET				
	Surface Area:	0.1	7 ACRES	S			
	Capacity:	0.6	1 ACRE-	FEET			
		THE CAPACITY,	DAM HEI	GHT,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
		BEEN ESTIMATI	ED BY DN	RC.			
Period of	f Use:	MARCH 1 TO NO	OVEMBER	R 1			
Place of	Use:						
<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	40.00		NWSW	3	18N	17E	FERGUS
Total:	40.00						

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

140395-00 140398-00 140399-00 140400-00 140401-00

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.

140380-00 140401-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

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 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. AUGUST 18, 2022 41S 140401-00 Page 3 of 3

> THE FERGUS COUNTY WATER RESOURCES SURVEY ( 1970 ) APPEARS TO INDICATE 3.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 30027-278-26 , DATED 09/25/1979 APPEARS TO INDICATE 3.80 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 212 TIMES THE CAPACITY OF THE RESERVOIR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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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:	41S 14040	02-00	STA	TEMENT OF CLAIM			
	Version:	2 REI	EXAI				
		Status:		ACTIVE			
Owners:	WHISENH %NADA BA PO BOX 44 LANGLEY,	AKOS 41		CHILDRENS TRUST			
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105						
	HENRIETT 1410 1ST S BILLINGS,	STW		ONE			
	NADA BAI PO BOX 44 LANGLEY,	41	260				
Priority Date:	DECEMBE	R 31, 19	03				
Type of Historical Right:	FILED						
Purpose(use):	AGRICULT	URAL S	PRA	YING			
Flow Rate:	20.00 GPM	1					
Volume:	5.00 AC-F1	Г					
Source Name: Source Type:	,	JNNAME JNDWA <sup>-</sup>		RIBUTARY OF PLUM CREEP	<		

AUGUST 18, 2022 41S 140402-00 Page 2 of 2

**Point of Diversion and Means of Diversion:** 

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1		SWNWNW	11	18N	17E	FERGUS
<b>Period of Diversion</b>	: APRIL 1 TO	OCTOBER 31				
<b>Diversion Means:</b>	PUMP					
Period of Use:	APRIL 1 TO	OCTOBER 31				

Place of Use:

<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1				11	18N	17E FERGUS
2				1	18N	17E FERGUS
3				2	18N	17E FERGUS
4				3	18N	17E FERGUS
5				4	18N	17E FERGUS
6				9	18N	17E FERGUS
7				10	18N	17E FERGUS
8				34	19N	17E FERGUS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### PRELIMINARY DECREE JUDITH RIVER **BASIN 41S 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:	41S 140403-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
Priority Date:	MARCH 20, 1958
Type of Historical Right	: USE
Purpose(use):	AGRICULTURAL SPRAYING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	1.85 AC-FT
Source Name:	PLUM CREEK
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 140403-00 Page 2 of 3

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Point of Diversion and Means of Diversion:						
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County	
1			11	18N	17E FERGUS	
	ion: JANUARY 1	TO DECEMBI	ER 31			
<b>Diversion Means</b>						
	THE PERIOD CLAIM.	OF DIVERSI	ON H	AS BEE	EN STANDARDIZED BY DNRC FOR THIS	
Reservoir: C	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NWNWNW	<u>Sec</u> 11	<u>Тwp</u> 18N	<u>Rge</u> <u>County</u> 17E FERGUS	
Diversion to	Reservoir: DI	/ERSION # 1				
Period of Use:	APRIL 15 TO	OCTOBER 1	5			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			11	18N	17E FERGUS	
2			1	18N	17E FERGUS	
3			2	18N	17E FERGUS	
4			3	18N	17E FERGUS	
5			4	18N	17E FERGUS	

 7
 10
 18N
 17E
 FERGUS

 8
 34
 19N
 17E
 FERGUS

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

9

18N

17E FERGUS

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140404-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101
	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260
Priority Date:	DECEMBER 31, 1890
Type of Historical Right	: USE
Purpose(use):	DOMESTIC
Flow Rate:	20.00 GPM
Volume:	2.00 AC-FT
Households:	1
Maximum Acres:	0.50
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK GROUNDWATER

AUGUST 18, 2022 41S 140404-00 Page 2 of 2

Point of Diversion and Means of Diversion:								
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> County		
1			SWNWNW	11	18N	17E FERGUS		
Peri	od of Diversion	: JANUARY 1	TO DECEMB	ER 31				
Dive	ersion Means:	PUMP						
Period of	f Use:	JANUARY 1	TO DECEMBE	ER 31				
Place of	Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>		
1	0.50		SWNWNW	11	18N	17E FERGUS		
Total:	0.50							

#### **Remarks:**

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

140374-00 140404-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 140405-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED Status: ACTIVE						
Owners:	WHISENHUNT GRANDCHILDRENS TRUST %NADA BAKOS PO BOX 441 LANGLEY, WA 98260						
	HENRIETTA E CHIAPPONE 1410 1ST ST W BILLINGS, MT 59101						
	HARRIETTE BRANDON 2004 LAKE ELMO DR BILLINGS, MT 59105						
	NADA BAKOS PO BOX 441 LANGLEY, WA 98260						
Priority Date:	DECEMBER 31, 1933						
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	3.00 GPM						
Volume:	2.00 AC-FT						
Households:	1						
Maximum Acres:	0.50						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						

AUGUST 18, 2022 41S 140405-00 Page 2 of 2

Point of	Diversion and r	leans of Divers	1011:			
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SESENW	3	18N	17E FERGUS
Peri	od of Diversion	: JANUARY 1	TO DECEMB	ER 31		
Dive	ersion Means:	WELL				
Period of	f Use:	JANUARY 1	TO DECEMBE	ER 31		
Place of	Use:					
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	0.50		SESENW	3	18N	17E FERGUS
Total:	0.50					

#### **Remarks:**

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140377-00 140405-00

Point of Diversion and Means of Diversion.

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Water Right Number:	41S 1412	03-00	STATE	MENT	OF CL	AIM	
	Version:	2 REE Status:		NED CTIVE			
Owners:	BNSF RAI % BLAINE 2650 LOU FORT WO	BILDERE MENK DI	BACK R # MC				
Priority Date:	JUNE 30,	1947					
Type of Historical Right	: FILED						
Purpose(use):	INDUSTRI	AL					
Flow Rate:	14.00 GPN	1					
Volume:	0.60 AC-F	Г					
Source Name:	GROUND	WATER					
Source Type:	GRO	UNDWAT	ER				
Point of Diversion and N	Aeans of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>		<u>tr Sec</u> WNE	<u>Sec</u> 12	<u>Тwp</u> 15N		<u>County</u> JUDITH BASIN
Period of Diversion		1 TO DE	CEMB	ER 31			
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY	1 TO DE	CEMB	ER 31			
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	Q	tr Sec	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1		S	SWNE	12	15N	12E	JUDITH BASIN

#### **Remarks:**

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 1412	04-00 STATE	MENT	OF CL	٩IM	
	Version:	2 REEXAMI Status: A	NED CTIVE			
Owners:	2650 LOU	LWAY CO BILDERBACK MENK DR # MC RTH, TX 76131				
Priority Date:	SEPTEMB	ER 26, 1936				
Type of Historical Right	: USE					
Purpose(use):	INDUSTRI/	4L				
Flow Rate:	50.00 GPN	1				
Volume:	40.43 AC-F	-T				
Source Name:	GROUND	VATER				
Source Type:	GRO	UNDWATER				
Point of Diversion and M	Aeans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 16	<u>Тwp</u> 16N		<u>County</u> JUDITH BASIN
Period of Diversion		1 TO DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY	1 TO DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SWNENW	16	16N	12E	JUDITH BASIN

#### **Remarks:**

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 1412	05-00 STATE	MENT	OF CLA	MM	
	Version:	2 REEXAMI Status: A	NED CTIVE			
Owners:	2650 LOU	LWAY CO BILDERBACK MENK DR # MO RTH, TX 76131				
Priority Date:	AUGUST 2	23, 1941				
Type of Historical Right	: FILED					
Purpose(use):	INDUSTRI	4L				
Flow Rate:	25.00 GPN	1				
Volume:	6.10 AC-F	Г				
Source Name:	GROUND	VATER				
Source Type:	GRO	UNDWATER				
Point of Diversion and M	leans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 16	<u>Twp</u> 16N		<u>County</u> JUDITH BASIN
Period of Diversion		1 TO DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY	1 TO DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNENW	16	16N	12E	JUDITH BASIN

#### **Remarks:**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 1412	06-00 STAT	EMENT	F OF CL	AIM.	
	Version:	2 REEXAN Status:	IINED ACTIVE	E		
Owners:	2650 LOU	LWAY CO BILDERBACK MENK DR # N RTH, TX 7613	1OB-2			
Priority Date:	JUNE 2, 19	908				
Type of Historical Right	: USE					
Purpose(use):	INDUSTRI	AL				
Flow Rate:	20.00 GPN	1				
Volume:	1.50 AC-F	Г				
Source Name:	GROUND	WATER				
Source Type:	GRO	UNDWATER				
Point of Diversion and M	leans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Se</u> SESENV		<u>Тwp</u> 15N		<u>County</u> JUDITH BASIN
Period of Diversion		1 TO DECEM	BER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY	1 TO DECEM	BER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Se</u>	<u>c</u> <u>Sec</u>	Twp	<u>Rge</u>	County
1		SWSWN	E 12	15N	13E	JUDITH BASIN

#### **Remarks:**

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 1412	07-00 STATE	MENT	OF CL/	١M	
	Version:	2 REEXAMIN Status: A	NED CTIVE			
Owners:	2650 LOU	LWAY CO BILDERBACK MENK DR # MC RTH, TX 76131				
Priority Date:	DECEMBE	R 31, 1907				
Type of Historical Right	: FILED					
Purpose(use):	INDUSTRI	4L				
Flow Rate:	13.00 GPN	1				
Volume:	0.50 AC-F	Г				
Source Name:	GROUND	VATER				
Source Type:	GRO	UNDWATER				
Point of Diversion and M	<b>Means of Div</b>	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWSE	<u>Sec</u> 6	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN
Period of Diversion		1 TO DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY	1 TO DECEMBI	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		NENESW	6	14N	15E	JUDITH BASIN

#### **Remarks:**

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 141208-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED Status: ACTIVE					
Owners:	BNSF RAILWAY CO % BLAINE BILDERBACK 2650 LOU MENK DR # MOB-2 FORT WORTH, TX 76131 2830					
Priority Date:	NOVEMBER 2, 1962					
Type of Historical Right	FILED					
Purpose(use):	INDUSTRIAL					
Flow Rate:	5.00 GPM					
Volume:	1.50 AC-FT					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and M	Aeans of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNW1012N15EFERGUS					
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	SENWNW 10 12N 15E FERGUS					

#### **Remarks:**

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 141209-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED Status: ACTIVE					
Owners:	BNSF RAILWAY CO % BLAINE BILDERBACK 2650 LOU MENK DR # MOB-2 FORT WORTH, TX 76131 2830					
Priority Date:	APRIL 24, 1914					
Type of Historical Right	: USE					
Purpose(use):	INDUSTRIAL					
Flow Rate:	200.00 GPM					
Volume:	161.72 AC-FT					
Source Name:	WEST BUFFALO CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	Aeans of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSE412N15EFERGUS					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	PUMP					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	SENWNW 10 12N 15E FERGUS					

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE PUMP CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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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:	41S 141210-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BNSF RAILWAY CO % BLAINE BILDERBACK 2650 LOU MENK DR # MOB-2					
	FORT WORTH, TX 76131 2830					
Priority Date:	DECEMBER 31, 1907					
Type of Historical Right:	USE					
Purpose(use):	INDUSTRIAL					
Flow Rate:	20.00 GPM					
Volume:	16.17 AC-FT					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and M	Aeans of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNW1012N15EFERGU	S				
Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
1	SENWNW 10 12N 15E FERGU	S				

#### **Remarks:**

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 141243-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	HUGHES NEWFORD CO PO BOX 558 STANFORD, MT 59479					
Priority Date:	AUGUST 19, 1954					
Type of Historical Right	FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	60.00 GPM					
Volume:	40.56 AC-FT					
Climatic Area	3 - MODERATE					
Maximum Acres:	45.00					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE415N11EJUDITH BASIN					
	: MAY 1 TO SEPTEMBER 30					
<b>Diversion Means:</b>	WELL					
Period of Use:	MAY 1 TO SEPTEMBER 30					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	31.00		N2NW	3	15N	11E JUDITH BASIN
2	14.00		S2SW	34	16N	11E JUDITH BASIN
Total:	45.00					

#### 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.

134209-00 141243-00

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.

141243-00 30130569

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED FLOW RATE MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THIS CLAIM INDICATES A FLOW RATE OF 30 GPM.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 141243-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 141244-00	STATEM	IENT	OF CLA	IM			
	Status:	AC	TIVE					
Owners:	HUGHES NEW FOR PO BOX 558 STANFORD, MT 59							
*Priority Date:	MAY 1, 1883							
Type of Historical Right:	USE							
Purpose(use):	IRRIGATION							
Irrigation Type:	SPRINKLER							
Flow Rate:	100.00 GPM							
Volume:	76.00 AC-FT							
Climatic Area:	3 - MODERATE							
Maximum Acres:	45.00							
*Source Name:	RUNNING WOLF C	CREEK						
Source Type:	SURFACE W	ATER						
Point of Diversion and N	leans of Diversion:							
<u>ID</u> 1		QtrSec NWSE	<u>Sec</u> 3	<u>Twp</u> 15N		<u>County</u> JUDITH BASIN		
Period of Diversion	MAY 1 TO OCTOB	ER 15						
<b>Diversion Means:</b>	PUMP							
2		NESE	3	15N	11E	JUDITH BASIN		
Diversion Means:	MAY 1 TO OCTOB PUMP	EK 15						
Period of Use:	MAY 1 TO OCTOBE	ER 15						

AUGUST 18, 2022 41S 141244-00 Page 2 of 3

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	40.00		SE	3	15N	11E JUDITH BASIN
2	5.00		SENE	3	15N	11E JUDITH BASIN
Total:	45.00					

#### 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.

13342-00 13344-00 141244-00

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.

141244-00 160546-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/23/1983: ACRES IRRIGATED, PLACE OF USE.

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-157 , DATED 09/17/1979 , APPEARS TO INDICATE 38.8 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE POINTS OF DIVERSION MAY BE INCORRECT. THE LOCATIONS OF THE PUMP(S) CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 141245-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JUDITH BASIN COUNTY FARMS LTD A MONTANA CORP PO BOX 169 342 SALE BARN DR HOBSON, MT 59452 0169
<b>Priority Date:</b>	JUNE 1, 1946
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF JUDITH RIVER
Source Type:	GROUNDWATER
Point of Diversion and I	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	SWSENW 26 15N 15E JUDITH BASIN
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING

Period of Use: JANUARY 1 TO DECEMBER 31

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWSENW	26	15N	15E JUDITH BASIN

#### 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.

141245-00 141246-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	41S 141246-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JUDITH BASIN COUNTY FARMS LTD A MONTANA CORP PO BOX 169 342 SALE BARN DR HOBSON, MT 59452 0169					
Priority Date:	JUNE 1, 1946					
Type of Historical Right	: FILED					
Purpose(use):	DOMESTIC					
Flow Rate:	1.00 GPM					
Volume:	1.50 AC-FT					
Households:	1					
Maximum Acres:	0.25					
Source Name:	SPRING, UNNAMED TRIBUTARY OF JUDITH RIVER					
Source Type:	GROUNDWATER					
Point of Diversion and M	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENW2615N15EJUDITH BASIN					
Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
1 0.25	SWSENW 26 15N 15E JUDITH BASIN					
<b>Total:</b> 0.25						

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

141245-00 141246-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE POINT OF DIVERSION MAY BE INCORRECT. THE SAME SPRING IS CLAIMED FOR THIS RIGHT AND 41S 141245-00 (FOR STOCK USE). IT APPEARS THE DIVERSION IS ACTUALLY IN THE SWSENW SEC 26 TWP 15N RGE 15E JUDITH BASIN CO.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141247-	00 STATE	MENT	OF CLA	١М		
	Version: 2	REEXAMIN	IED				
	S	tatus: AC	CTIVE				
Owners:	PO BOX 169 342 SALE BA	JUDITH BASIN COUNTY FARMS LTD A MONTANA CORP PO BOX 169 342 SALE BARN DR HOBSON, MT 59452 0169					
Priority Date:	JUNE 1, 1900	)					
Type of Historical Right	: FILED						
Purpose(use):	DOMESTIC						
Flow Rate:	25.00 GPM						
Volume:	1.50 AC-FT	1.50 AC-FT					
Households:	1						
Maximum Acres:	0.25						
Source Name:	SPRING, UNNAMED TRIBUTARY OF JUDITH RIVER						
Source Type:	GROUN	DWATER					
Point of Diversion and N	leans of Divers	ion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESW	<u>Sec</u> 26	<u>Twp</u> 15N		<u>County</u> JUDITH BASIN	
Period of Diversion		TO DECEMB	ER 31				
<b>Diversion Means:</b>	FLOWING						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1 0.25		SWSENW	26	15N	15E	JUDITH BASIN	
<b>Total:</b> 0.25							

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

138211-00 138216-00 141247-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 14124	8-00 STATE	MENT	OF CLA	MIM	
	Version:	2 REEXAMIN				
		Status: A	CTIVE			
Owners:	325 GOOS	KOLIN RANCH INC 325 GOOSE LN LEWISTOWN, MT 59457				
Priority Date:	JULY 12, 1	957				
Type of Historical Right	: FILED					
Purpose(use):	DOMESTIC	;				
Flow Rate:	40.00 GPM					
Volume:	1.50 AC-FT					
Households:	1					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and M	Aeans of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSW	<u>Sec</u> 12	<u>Twp</u> 16N		<u>County</u> JUDITH BASIN
Period of Diversion Diversion Means:	: JANUARY WELL	1 TO DECEMB	ER 31			
Period of Use:	JANUARY	1 TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		SENWSW	12	16N	15E	JUDITH BASIN

**Remarks:** 

AUGUST 18, 2022 41S 141248-00 Page 2 of 2

> THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

141248-00 141249-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141249-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	KOLIN RANCH INC 325 GOOSE LN LEWISTOWN, MT 59457			
Priority Date:	JULY 12, 1957			
Type of Historical Righ	FILED			
Purpose(use):	STOCK			
Flow Rate:	40.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and	leans of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSW1216N15EJUDITH BASIN			
	: JANUARY 1 TO DECEMBER 31			
Diversion Means:				
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>			
1	SENWSW 12 16N 15E JUDITH BASIN			

#### 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.

141248-00 141249-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141250-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	KOLIN RANCH INC 325 GOOSE LN LEWISTOWN, MT 59457					
Priority Date:	JULY 15, 1939					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENE1316N15EJUDITH BASIN					
	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 18, 2022 41S 141250-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County NWSENE 13 16N 15E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: APRIL 1 TO OCTOBER 1** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 NWSENE 13 16N 15E JUDITH BASIN 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141251-00	STATE	MENT	OF CL	AIM	
	Version: 2 R	EEXAMIN	NED			
	Statu	s: A	CTIVE			
Owners:	KOLIN RANCH IN 325 GOOSE LN LEWISTOWN, M	-				
Priority Date:	OCTOBER 15, 18	397				
Type of Historical Right:	FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	210.95 GPM					
*Volume:	THE TOTAL VOL AMOUNT PUT TO					T SHALL NOT EXCEED THE CIAL USE.
Climatic Area:	3 - MODERATE					
Maximum Acres:	12.50					
Source Name:	INDIAN CREEK					
Source Type:	SURFACE \	WATER				
Point of Diversion and N	Ieans of Diversion:					
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> W2NE	<u>Sec</u> 13	<u>Тwp</u> 16N		<u>County</u> JUDITH BASIN
<b>Period of Diversion</b>	: MAY 1 TO OCTO		10		IUL	
<b>Diversion Means:</b>	HEADGATE					
	POINT OF DIVER DESCRIPTION.	RSION IS	MOVE	ABLE A	ALL AL	ONG SOURCE WITHIN LEGAL LAND
Period of Use:	MAY 1 TO OCTO	BER 1				

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	12.50		W2NE	13	16N	15E JUDITH BASIN
Total:	12.50					

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 60.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-98 AND 30027-278-100 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141252	-00 STAT	EMENT	FOF CL	AIM	
	Version: 2	REEXAM	INED			
	S	Status:	ACTIVE			
Owners:	151 OBRIEN	KOLY J HERTEL 151 OBRIEN LN MOORE, MT 59464 9458				
	RUTH M HEF 360 GLENHA LEWISTOWI	VEN LN				
Priority Date:	AUGUST 9, <sup>2</sup>	1907				
Type of Historical Right	FILED					
Purpose(use):	IRRIGATION	IRRIGATION				
Irrigation Type:	FLOOD					
Flow Rate:	170.00 GPM					
*Volume:	THE TOTAL AMOUNT PL					T SHALL NOT EXCEED THE CIAL USE.
Climatic Areas	3 - MODERA	TE				
Maximum Acres:	10.00					
Source Name: Source Type:	UNNAMED SURFA	TRIBUTARY CE WATER	of ine	DIAN CR	REEK	
Point of Diversion and N	Ieans of Diver	sion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENE		<u>Twp</u> 16N		<u>County</u> JUDITH BASIN
Period of Diversion		CTOBER 1				
Diversion Means:						
Period of Use:	MAY 1 TO O	CIOBER 1				

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	10.00		NWNE	11	16N	15E JUDITH BASIN
Total:	10.00					

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 80.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-279-23 , DATED 09/18/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141253-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	COYOTE CREEK DONALD N MCKINLAY, CO TRUSTEE PO BOX 513 LEWISTOWN, MT 59457 0513
Priority Date:	JUNE 18, 1971
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	40.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>
•	NENWNW 4 12N 14E JUDITH BASIN
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
		NENWNW	4	12N	14E JUDITH BASIN	
		NESENW	4	12N	14E JUDITH BASIN	
		NWNESW	4	12N	14E JUDITH BASIN	
		NENWSE	4	12N	14E JUDITH BASIN	
		NWNWNW	4	12N	14E JUDITH BASIN	
		NESWSE	32	13N	14E JUDITH BASIN	
	<u>Acres</u>	<u>Acres</u> <u>Govt Lot</u>	NENWNW NESENW NWNESW NENWSE NWNWNW	NENWNW 4 NESENW 4 NWNESW 4 NENWSE 4 NWNWNW 4	NENWNW 4 12N NESENW 4 12N NWNESW 4 12N NENWSE 4 12N NWNWNW 4 12N	NENWNW 4 12N 14E JUDITH BASIN NESENW 4 12N 14E JUDITH BASIN NWNESW 4 12N 14E JUDITH BASIN NENWSE 4 12N 14E JUDITH BASIN NWNWNW 4 12N 14E JUDITH BASIN

#### 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.

141253-00 141255-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, 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. 41S 141253-00, 41S 141255-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 14125	54-00	STATE	MENT	OF CL	AIM	
	Version:	•	EXAMI				
		Status	: A	CTIVE			
Owners:	COYOTE C DONALD N		NLAY. C	O TRL	ISTEE		
	PO BOX 51 LEWISTOV	3					
Priority Date:	JULY 1, 19	72					
Type of Historical Right	: USE						
Purpose(use):	IRRIGATIO	N					
Irrigation Type:	FLOOD						
Flow Rate:	224.40 GPI	M					
*Volume:	THE TOTAI AMOUNT F						T SHALL NOT EXCEED THE CIAL USE.
Climatic Area	: 4 - MODER	ATELY	LOW				
Maximum Acres:	20.00						
Source Name:	COYOTE C	REEK					
Source Type:	SURF	ACE W	/ATER				
Point of Diversion and N	Aeans of Dive	ersion:					
ID			Qtr Sec	Sec	Twp	Rge	County
	<u>Govt Lot</u>						
1		SW	NENW	4	12N		JUDITH BASIN
1 Period of Diversion		SW OCTOE	NENW				

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1	10.00		N2NWNE	4	12N	14E	JUDITH BASIN
2	10.00		NENW	4	12N	14E	JUDITH BASIN
Total:	20.00						

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 DNRC MEMORANDUM FILED ON 10/06/2005 AND THE RESERVOIR DATA SHEET FILED ON 08/02/2005 INDICATE THAT A RESERVOIR SHOULD BE ADDED TO THE POINT OF DIVERSION AND MEANS OF DIVERSION, THAT THE SOURCE NAME SHOULD BE CHANGED, AND THAT THE PRIORITY DATE MAY BE INCORRECT. THESE WILL BE ADDRESSED AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141255-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	COYOTE CREEK DONALD N MCKINLAY, CO TRUSTEE PO BOX 513 LEWISTOWN, MT 59457 0513
Priority Date:	JUNE 18, 1971
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	40.00 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE
	AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. : 4 - MODERATELY LOW
Climatic Area Maximum Acres:	
	: 4 - MODERATELY LOW
Maximum Acres:	: 4 - MODERATELY LOW 6.00
Maximum Acres: Source Name:	: 4 - MODERATELY LOW 6.00 GROUNDWATER GROUNDWATER
Maximum Acres: Source Name: Source Type:	: 4 - MODERATELY LOW 6.00 GROUNDWATER GROUNDWATER
Maximum Acres: Source Name: Source Type: Point of Diversion and M <u>ID</u> 1	: 4 - MODERATELY LOW 6.00 GROUNDWATER GROUNDWATER Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	6.00		NWNW	4	12N	14E JUDITH BASIN
Total:	6.00					

#### 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.

141253-00 141255-00

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THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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. 41S 141253-00, 41S 141255-00.

USDA AERIAL PHOTOGRAPH NO. 30045-179-38 , DATED 09/17/1979 APPEARS TO INDICATE 3.00 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141256-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	COYOTE CREEK DONALD N MCKINLAY, CO TRUSTEE PO BOX 513 LEWISTOWN, MT 59457 0513
Priority Date:	MARCH 16, 1889
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	1.40 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
	AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. : 4 - MODERATELY LOW
Climatic Area Maximum Acres:	AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 4 - MODERATELY LOW 37.00
Climatic Area Maximum Acres: Source Name:	AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. : 4 - MODERATELY LOW 37.00 COYOTE CREEK SURFACE WATER
Climatic Area Maximum Acres: Source Name: Source Type:	AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. : 4 - MODERATELY LOW 37.00 COYOTE CREEK SURFACE WATER
Climatic Area Maximum Acres: Source Name: Source Type: Point of Diversion and P <u>ID</u> 1	AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 4 - MODERATELY LOW 37.00 COYOTE CREEK SURFACE WATER Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
Climatic Area Maximum Acres: Source Name: Source Type: Point of Diversion and P <u>ID</u> 1 Period of Diversion	AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 4 - MODERATELY LOW 37.00 COYOTE CREEK SURFACE WATER Means of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNESE 5 12N 14E JUDITH BASIN

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	17.00		S2NE	5	12N	14E	JUDITH BASIN
2	20.00		W2NW	4	12N	14E	JUDITH BASIN
Total:	37.00						

#### 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.

141256-00 141257-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. 30045-179-38 , DATED 09/17/1979 APPEARS TO INDICATE 28.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE SWSENE SEC 5 TWP 12N RGE 14E JUDITH BASIN COUNTY.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 141256-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141257-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	COYOTE CREEK DONALD N MCKINLAY, CO TRUSTEE PO BOX 513 LEWISTOWN, MT 59457 0513
Priority Date:	SEPTEMBER 23, 1970
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	417.38 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:	37.00
Source Name:	COYOTE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	
I only of Diversion and P	Means of Diversion:
	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
<u>ID</u> 1	
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE512N14EJUDITH BASIN

AUGUST 18, 2022 41S 141257-00 Page 2 of 3

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	17.00		S2NE	5	12N	14E	JUDITH BASIN
2	20.00		W2NW	4	12N	14E	JUDITH BASIN
Total:	37.00						

#### 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.

141256-00 141257-00

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.

135542-00 141257-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. 30045-179-38 , DATED 09/17/1979 APPEARS TO INDICATE 28.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Num	ber: 41S 1412	58-00 STATE	MENT	OF CL	AIM	
	Version:	2 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	PO BOX 19	, PATRICIA SUI 99 MT 59452 0199		OCABL	E LIVI.	NG TRUST
Priority Date:	MARCH 21	, 1940				
Type of Historical	Right: FILED					
Purpose(use):	IRRIGATIO	N				
Irrigation	Type: FLOOD					
Flow Rate:	100.00 GPI	N				
*Volume:		VOLUME OF				T SHALL NOT EXCEED THE CIAL USE.
Climatio	c Area: 4 - MODER	ATELY LOW				
Maximum Acres:	50.00					
Source Name:	GROUNDV	VATER				
Source Type:	GROU	JNDWATER				
Point of Diversior	n and Means of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESWSE	<u>Sec</u> 20	<u>Twp</u> 14N	<u>Rge</u> 15E	<u>County</u> JUDITH BASIN
Period of Div	version: MAY 1 TO	OCTOBER 1				
Diversion Me	eans: WELL					
Period of Use:	MAY 1 TO	OCTOBER 1				
Place of Use:						
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1 50.	00	E2SE	20	14N	15E	JUDITH BASIN

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	50.00					

#### 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.

141258-00 141261-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 60.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-112 , DATED 09/17/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

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Water Right Number:	41S 1412	5 <b>9-00</b> STA	TEMEN	F OF CL	AIM		
	Version: 2 REEXAMINED						
		Status:	ACTIVE				
Owners:	KEITH A STEVENSON PO BOX 307 HOBSON, MT 59452 0307						
	ROBERTA PO BOX 30 HOBSON,		SON				
Priority Date:	MAY 27, 19	910					
Type of Historical Right	FILED						
Purpose(use):	IRRIGATIO	N					
Irrigation Type:	FLOOD						
Flow Rate:	336.62 GP	М					
*Volume:	-	L VOLUME ( PUT TO HIST			-	T SHALL NOT EXCEED THE CIAL USE.	
Climatic Areas	4 - MODER	ATELY LOW	V				
Maximum Acres:	27.90						
Source Name:	SPRING, L	INNAMED 1	RIBUTAI	RY OF H	HAUCK	COULEE	
Source Type:	GROU	JNDWATER					
Point of Diversion and M	leans of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> E2NWN		<u>Twp</u> 14N		<u>County</u> JUDITH BASIN	
Period of Diversion Diversion Means:	: MAY 1 TO HEADGAT		1				
Period of Use:	MAY 1 TO	OCTOBER 1					

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	27.90		NENE	21	14N	15E JUDITH BASIN
Total:	27.90					

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00

ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-112 , DATED 09/17/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	er: 41S 141260-00 STATEMENT OF CLAIM						
	Version: 2 -	REEXAMI					
	St	atus: A	CTIVE				
Owners:	KEITH A STEVENSON PO BOX 307 HOBSON, MT 59452 0307						
	ROBERTA A STEVENSON PO BOX 307 HOBSON, MT 59452						
Priority Date:	JULY 26, 1902	2					
Type of Historical Right	FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	3.25 CFS						
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
Climatic Areas	4 - MODERAT	ELY LOW					
Maximum Acres:	88.00						
Source Name:	HAUCK COULEE						
Source Type:	SURFAC	E WATER					
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SESENW	<u>Sec</u> 21	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN	
Period of Diversion: MAY 1 TO OCTOBER 1							
<b>Diversion Means:</b>	HEADGATE						
Period of Use:	MAY 1 TO OC	TOBER 1					

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	8.00		SENW	21	14N	15E	JUDITH BASIN
2	30.00		SWNE	21	14N	15E	JUDITH BASIN
3	30.00		E2NE	21	14N	15E	JUDITH BASIN
4	20.00		SWNW	22	14N	15E	JUDITH BASIN
Total:	88.00						

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 130.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-112 , DATED 09/17/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	41S 141261-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
		Status: AC	CTIVE				
Owners:	WICHMAN, PATRICIA SUE REVOCABLE LIVING TRUST PO BOX 199 HOBSON, MT 59452 0199						
Priority Date:	MARCH 21, 1940						
Type of Historical Right: FILED							
Purpose(use):	DOMESTIC						
Flow Rate:	25.00 GPM						
Volume:	1.50 AC-FT						
Households:	1						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESWSE	<u>Sec</u> 20	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN	
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31 <b>Diversion Means:</b> WELL							
Period of Use: JANUARY 1 TO DECEMBER 31							
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		NWNWNW	28	14N	15E	JUDITH BASIN	

**Remarks:** 

AUGUST 18, 2022 41S 141261-00 Page 2 of 2

> THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

141258-00 141261-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 141262-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	WICHMAN, PATRICIA SUE REVOCABLE LIVING TRUST PO BOX 199 HOBSON, MT 59452 0199					
Priority Date:	JUNE 1, 1954					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF HAUCK COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u> NESENW 28 14N 15E JUDITH BASIN					
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 18, 2022 41S 141262-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County NESENW 28 14N 15E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 NESENW 28 14N 15E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 141263-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	WICHMAN, PATRICIA SUE REVOCABLE LIVING TRUST PO BOX 199 HOBSON, MT 59452 0199					
Priority Date:	JUNE 1, 1950					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF HAUCK COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENW2014N15EJUDITH BASIN					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

AUGUST 18, 2022 41S 141263-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County NESENW 20 14N 15E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 NESENW 20 14N 15E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 141264-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	WICHMAN, PATRICIA SUE REVOCABLE LIVING TRUST PO BOX 199 HOBSON, MT 59452 0199				
Priority Date:	JUNE 1, 1955				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF HAUCK COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENW2914N15EJUDITH BASIN				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

AUGUST 18, 2022 41S 141264-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County NWNENW 29 14N 15E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 NWNENW 29 14N 15E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 14126	5-00 STATE	MENT	OF CL	AIM	
	Version:	2 REEXAMIN	NED			
		Status: A	CTIVE			
Owners:	PO BOX 19	PATRICIA SUI 9 1T 59452 0199		OCABL	E LIVI.	NG TRUST
Priority Date:	MARCH 21,	1940				
Type of Historical Righ	t: FILED					
Purpose(use):	STOCK					
Flow Rate:	25.00 GPM					
*Volume:	STOCK WA ANIMAL UN	TERING PURF	POSES	S AT TH HALL B	E RAT	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	GROUNDW	ATER				
Source Type:	GROU	NDWATER				
Point of Diversion and	Means of Dive	rsion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESWSE	<u>Sec</u> 20	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN
Period of Diversio		1 TO DECEMB	ER 31			
Diversion Means:	WELL					
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:	~ -		~	_		-
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		<u>County</u>
1		NESWSE	20	14N	15E	JUDITH BASIN
2		NWNWNW	28	14N	15E	JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 141266-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	WICHMAN, PATRICIA SUE REVOCABLE LIVING TRUST PO BOX 199 HOBSON, MT 59452 0199				
Priority Date:	JUNE 1, 1940				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF HAUCK COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and I	Vleans of Diversion:				
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
-	SENWSE 20 14N 15E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
Diversion means.	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS				
	CLAIM.				

AUGUST 18, 2022 41S 141266-00 Page 2 of 2

**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County SENWSE 20 14N 15E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 SENWSE 20 14N 15E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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### **IMPORTANT NOTICE**

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Water Right Number:	41S 141267-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	WICHMAN, PATRICIA SUE REVOCABLE LIVING TRUST PO BOX 199 HOBSON, MT 59452 0199				
Priority Date:	JUNE 1, 1948				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF HAUCK COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW2214N15EJUDITH BASIN				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u> N\	<u>Qtr Sec</u> NNESW	<u>Sec</u> 22	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN
Diversion to Re	eservoir: DIVER	SION # 1				
Dam Height:	23.00	FEET				
Depth:	20.00	FEET				
Surface Area:	6.38	ACRES	5			
Capacity:	51.00	ACRE-I	FEET			
	THE CAPACITY, BEEN ESTIMATE		,	MAXIMU	IM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TO E	DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1		E2SW	22	14N	15E	JUDITH BASIN

#### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 141267-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141268-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	WICHMAN, PATRICIA SUE REVOCABLE LIVING TRUST PO BOX 199 HOBSON, MT 59452 0199					
Priority Date:	MAY 18, 1909					
Type of Historical Right	t: FILED					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF HAUCK COULEE					
Source Type:	GROUNDWATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENE2814N15EJUDITH BASIN					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	FLOWING					
Period of Use: JANUARY 1 TO DECEMBER 31						
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
1	NWNENE 28 14N 15E JUDITH BASIN					

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141269-00 STATEMENT OF CLAIM					
	Version: 3 REEXAMINED					
	Status: ACTIVE					
Owners:	LEOLA M LARSON RR 3 STANFORD, MT 59479					
Priority Date:	JUNE 1, 1902					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	2.00 CFS					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area: 3 - MODERATE						
Maximum Acres:	65.00					
*Source Name:	UNNAMED TRIBUTARY OF SAGE CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS UNNAMED TRIBUTARY BUBBLING SPRING CREEK					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSENE 34 15N 12E JUDITH BASIN					
Period of Diversion: MAY 1 TO OCTOBER 1						
<b>Diversion Means:</b>	HEADGATE					
Period of Use:	MAY 1 TO OCTOBER 1					

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	65.00		W2SW	26	15N	12E JUDITH BASIN
Total:	65.00					

#### Remarks:

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-132 , DATED 09/17/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141270-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	LEOLA M LARSON RR 3 STANFORD, MT 59479					
Priority Date:	JANUARY 1, 1944					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF SAGE CREEK					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	$\frac{\text{Govt Lot}}{\text{Output}} \qquad \underbrace{\text{Qtr Sec}}_{\text{NECOVALE}} \xrightarrow{\text{Sec}}_{\text{ACN}} \xrightarrow{\text{Twp}}_{\text{ACN}} \xrightarrow{\text{Rge}}_{\text{ACN}} \xrightarrow{\text{County}}_{\text{UDIT}}$					
•	NESWNE 33 15N 12E JUDITH BASIN n: JANUARY 1 TO DECEMBER 31					
Diversion Means:	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NESWNE	33	15N	12E JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141271-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LEOLA M LARSON RR 3 STANFORD, MT 59479
Priority Date:	JANUARY 1, 1944
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 SAGE CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
•	SENENW 34 15N 12E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SENENW	34	15N	12E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right N	umber:	41S 14127	72-00 STATE	MENT	OF CL	AIM	
		Version:	2 REEXAMI	NED			
			Status: A	CTIVE			
Owners:		LEOLA M L RR 3 STANFORI	ARSON D, MT 59479				
<b>Priority Date:</b>		JANUARY	1, 1944				
Type of Histor	ical Right	: USE					
Purpose(use):		STOCK					
Flow Rate:		1.50 GPM					
*Volume:		THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:		SPRING, U	INNAMED TRI	BUTAF	RY OF S	AGE (	CREEK
Source Typ	pe:	GROL	JNDWATER				
Point of Diver	sion and I	Means of Dive	ersion:				
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSENW	<u>Sec</u> 33	<u>Тwp</u> 15N		<u>County</u> JUDITH BASIN
			1 TO DECEMB	ER 31			
Diversion		FLOWING					
Period of Use:		JANUARY	1 TO DECEMB	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			SWNENW	33	15N	12E	JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Numbe	r: 41S 141273-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LEOLA M LARSON RR 3 STANFORD, MT 59479
<b>Priority Date:</b>	JANUARY 1, 1944
Type of Historical R	ight: 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:	SPRING, UNNAMED TRIBUTARY OF SAGE CREEK
Source Type:	GROUNDWATER
Point of Diversion a	nd Means of Diversion:
ID 1 Period of Diver	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWNE 33 15N 12E JUDITH BASIN sion: JANUARY 1 TO DECEMBER 31
<b>Diversion Mean</b>	ns: FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use: <u>ID</u> <u>Acree</u> 1	<u>s Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u> SENWNE 33 15N 12E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THIS CLAIM ARE POOR COPIES AND/OR NOT READABLE. DNRC IS UNABLE TO CONFIRM WHETHER OR NOT THE CLAIMED FLOW RATE EXCEEDS THAT OF THE SUBMITTED DOCUMENTATION.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141274-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LEOLA M LARSON RR 3 STANFORD, MT 59479
Priority Date:	JANUARY 1, 1944
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SAGE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Vleans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u> SENWNE 33 15N 12E JUDITH BASIN
-	SENWNE 33 15N 12E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**Reservoir: ONSTREAM Govt Lot** Qtr Sec Sec Twp **Rge** County SENWNE 33 15N 12E JUDITH BASIN **DIVERSION #1 Diversion to Reservoir: Period of Use: JANUARY 1 TO DECEMBER 31** Place of Use: Rge County ID Acres **Govt Lot** Qtr Sec Sec Twp 1 SENWNE 33 15N 12E JUDITH BASIN THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141275-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HILLTOP LAND CO LLC PO BOX 1207 PHILIPSBURG, MT 59858
<b>Priority Date:</b>	JUNE 1, 1910
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF WEST BUFFALO CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	SWSWSE 25 13N 14E JUDITH BASIN I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWSWSE	25	13N	14E JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141276-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HILLTOP LAND CO LLC PO BOX 1207 PHILIPSBURG, MT 59858
Priority Date:	JUNE 1, 1910
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF WEST BUFFALO CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NENENW 25 13N 14E JUDITH BASIN n: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NENENW	25	13N	14E JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 141277-00 STATEMENT OF CLAIM							
	Version:	2 REEXAMIN						
		Status: A	CTIVE					
Owners:	HILLTOP LAND CO LLC PO BOX 1207 PHILIPSBURG, MT 59858							
Priority Date:	JUNE 1, 1951							
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	25.00 GPM							
Volume:	1.50 AC-FT							
Households:	1							
Maximum Acres:	0.25							
Source Name:	GROUNDW	/ATER						
Source Type:	GROL	JNDWATER						
Point of Diversion and N	Aeans of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENW	<u>Sec</u> 35	<u>Тwp</u> 13N		<u>County</u> JUDITH BASIN		
Period of Diversion Diversion Means:	: JANUARY WELL	1 TO DECEMB	ER 31					
Period of Use:	JANUARY	1 TO DECEMBE	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>		
1 0.25		NENENW	35	13N	14E	JUDITH BASIN		
<b>Total:</b> 0.25								

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 142213-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JACK A PITTMAN 3910 HULMAN ST TERRE HAUTE, IN 47803
	MALCOLM E REYNOLDS 10100 WALLER HILL RD POSEYVILLE, IN 47633 9458
	PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214
Priority Date:	JULY 27, 1907
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER/FLOOD
Flow Rate:	341.11 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	5 - LOW
Maximum Acres:	20.00
Source Name: Source Type:	ALPINE GULCH SURFACE WATER

AUGUST 18, 2022 41S 142213-00 Page 2 of 3

Point of	Point of Diversion and Means of Diversion:									
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge Cour	<u>ity</u>			
1			E2	12	16N	19E FER	GUS			
Peri	Period of Diversion: MARCH 31 TO NOVEMBER 1									
Dive	ersion Means:	HEADGATE								
Period of	Period of Use: MARCH 31 TO NOVEMBER 1									
Place of	Use:									
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>Cou</u>	<u>nty</u>			
1	20.00			12	16N	19E FER	GUS			
Total:	20.00									

#### **Remarks:**

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THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

142213-00 142216-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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.

THIS CLAIM PRESENTS ISSUES OF FACT AND LAW THAT MAY BE ADDRESSED AT THE OBJECTION STAGE. IT APPEARS THAT 0 ACRES ARE ACTUALLY IRRIGATED AND PROBLEMS COULD EXIST WITH FLOW RATE AND VOLUME

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-266 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 142213-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 142214-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214
	JACK A PITTMAN 3910 HULMAN ST TERRE HAUTE, IN 47803
	MALCOLM E REYNOLDS 10100 WALLER HILL RD POSEYVILLE, IN 47633 9458
Priority Date:	JUNE 4, 1932
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER/FLOOD
Flow Rate:	67.32 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 5 - LOW
Maximum Acres:	4.00
Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF ALPINE GULCH GROUNDWATER

- 12

AUGUST 18, 2022 41S 142214-00 Page 2 of 3

I Unit UI	Tome of Diversion and Weans of Diversion.									
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County				
1			SWSWNE	12	16N	19E FERGUS				
Peri	Period of Diversion: MARCH 31 TO NOVEMBER 1									
Dive	ersion Means:	HEADGATE								
Period of	f Use:	MARCH 31 T	O NOVEMBE	R 1						
Place of	Use:									
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County				
1	4.00		S2SWNE	12	16N	19E FERGUS				
Total:	4.00									

#### **Remarks:**

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

142214-00 142215-00 142218-00

Point of Diversion and Means of Diversion.

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 10.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-266 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 142214-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	41S 142215	-00 STATEMENT OF CLAIM
	Version: 2	REEXAMINED
	8	Status: ACTIVE
Owners:	PAMELIA J F PO BOX 214 JONESPORT	
	MALCOLM E 10100 WALL POSEYVILLE	
	JACK A PITT 3910 HULMA TERRE HAU	N ST
Priority Date:	JUNE 4, 193	2
Type of Historical Right	: FILED	
Purpose(use):	DOMESTIC	
Flow Rate:	26.93 GPM	
Volume:	5.00 AC-FT	
Households:	1	
Maximum Acres:	2.00	
Source Name:	SPRING, UN	NAMED TRIBUTARY OF ALPINE GULCH
Source Type:	GROUN	IDWATER
Point of Diversion and M	Aeans of Divers	sion:
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> E2 12 16N 19E FERGUS
•		E2 12 16N 19E FERGUS TO DECEMBER 31
Diversion Means:	FLOWING	TO DECEMBER 31

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	2.00		E2	12	16N	19E	FERGUS
Total:	2.00						

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

142214-00 142215-00 142218-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION 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 SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 1422	16-00	STAT	EMENT	OF CLA	١M	
	Version:	2 RE	EXAN	INED			
		Status	:	ACTIVE			
Owners:	PAMELIA PO BOX 2 JONESPO	14		0214			
	MALCOLM 10100 WA POSEYVIL	LLER H	IILL RE	5			
	JACK A PI 3910 HULI TERRE HA	MAN ST	-	3			
Priority Date:	JULY 27, 1	1907					
Type of Historical Right	: FILED						
Purpose(use):	DOMESTIC	C					
Flow Rate:	26.93 GPN	Л					
Volume:	5.00 AC-F	Т					
Households:	1						
Maximum Acres:	2.00						
Source Name:	ALPINE G	ULCH					
Source Type:	SURI	FACE W	/ATER	2			
Point of Diversion and I	Means of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>		<u>Qtr Se</u> Ež		<u>Twp</u> 16N	<u>Rge</u> 19E	<u>County</u> FERGUS
Period of Diversion Diversion Means:	: JANUARY FLOWING		ECEM	1BER 31			

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	2.00		E2	12	16N	19E	FERGUS
Total:	2.00						

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

142213-00 142216-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED MEANS OF DIVERSION DOES NOT APPEAR STANDARDIZED AND CANNOT BE CLARIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 142217-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JACK A PITTMAN 3910 HULMAN ST TERRE HAUTE, IN 47803
	PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214
	MALCOLM E REYNOLDS 10100 WALLER HILL RD POSEYVILLE, IN 47633 9458
Priority Date:	JUNE 21, 1880
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	ALPINE GULCH
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:								
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>		
1			E2	12	16N	19E FERGUS		
Period o	Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversio	on Means:	LIVESTOCK DIF	RECT FRO	M SO	URCE			
Period of Use	e:	JANUARY 1 TO	DECEMB	ER 31				
Place of Use:								
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>		
1			E2	12	16N	19E FERGUS		

#### 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.

142217-00 142224-00 142229-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	<b>41S 142218-00</b> STATEMENT OF CLAIM <b>Version:</b> 2 REEXAMINED <b>Status:</b> ACTIVE
Owners:	MALCOLM E REYNOLDS 10100 WALLER HILL RD POSEYVILLE, IN 47633 9458
	JACK A PITTMAN 3910 HULMAN ST TERRE HAUTE, IN 47803
	PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214
Priority Date:	JUNE 4, 1932
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF ALPINE GULCH
Source Type:	GROUNDWATER

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I Unit of Dive	I onit of Diversion and Weans of Diversion.								
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>		
1			SESWNE	12	16N	19E	FERGUS		
Period o	Period of Diversion: JANUARY 1 TO DECEMBER 31								
Diversio	n Means:	LIVESTOCK [	DIRECT FRO	M SO	URCE				
Period of Use	:	JANUARY 1 T	O DECEMBE	ER 31					
Place of Use:									
<u>ID</u>	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1			SESWNE	12	16N	19E	FERGUS		

#### 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.

142214-00 142215-00 142218-00

Point of Diversion and Means of Diversion.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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 FLOW RATE IS MISSING.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142219-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT Status: DISMISSED

Owners: PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):MININGFlow Rate:Volume:Volume:ALPINE GULCHPoint of Diversion and Means of Diversion:

Period of Use:

Place of Use:

### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE TEMPORARY PRELIMINARY DECREE.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142220-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT Status: DISMISSED

Owners: PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):MININGFlow Rate:Volume:Source Name:ALPINE GULCHPoint of Diversion and Means of Diversion:

Period of Use:

Place of Use:

### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE TEMPORARY PRELIMINARY DECREE.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142221-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT Status: DISMISSED

Owners: PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):MININGFlow Rate:Volume:Volume:ALPINE GULCHPoint of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE TEMPORARY PRELIMINARY DECREE.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142222-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT Status: DISMISSED

Owners: PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):MININGFlow Rate:Volume:Volume:ALPINE GULCHPoint of Diversion and Means of Diversion:

Period of Use:

Place of Use:

### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE TEMPORARY PRELIMINARY DECREE.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 14222	23-00	STATE	MENT	OF CLA	IM	
	Version:	2 RE	EXAMI	NED			
		Status:	A	CTIVE			
Owners:	MALCOLM E REYNOLDS 10100 WALLER HILL RD POSEYVILLE, IN 47633 9458						
	PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214						
	JACK A PI 3910 HULM TERRE HA	IAN ST	47803				
Priority Date:	JULY 31, 1	886					
Type of Historical Right	FILED						
Purpose(use):	INDUSTRIA	NL.					
Flow Rate:	1.00 CFS						
Volume:	362.89 AC-	FT					
Source Name:	ALPINE GU	JLCH					
Source Type:	SURFACE WATER						
Point of Diversion and N	Aeans of Dive	ersion:					
<u>ID</u> 1	Govt Lot	9	Qtr Sec				County
•			E2	12	16N	19E	FERGUS
Period of Diversion Diversion Means:				EK 31			
	-						
Period of Use:	JANUARY 1 TO DECEMBER 31						

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			12	16N	19E FERGUS

#### 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.

142223-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 142224-00 STATEMENT OF CLAIM								
	Version:	2 REE		IED					
		Status:	AC	CTIVE					
Owners:	PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214								
	3910 HULN	JACK A PITTMAN 3910 HULMAN ST TERRE HAUTE, IN 47803							
	MALCOLM 10100 WAL POSEYVILI	LER HIL	L RD	58					
Priority Date:	JUNE 21, 1	880							
Type of Historical Right	USE								
Purpose(use):	UNKNOWN								
Flow Rate:	368.02 GPN	N							
Volume:	2,000.00 AC-FT								
Source Name:	ALPINE GULCH								
Source Type:	SURFACE WATER								
Point of Diversion and M	leans of Dive	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>	Q	<u>tr Sec</u> E2	<u>Sec</u> 12	<u>Тwp</u> 16N		<u>County</u> FERGUS		
Period of Diversion	: JANUARY	1 TO DE	CEMB	ER 31					
<b>Diversion Means:</b>	INSTREAM	1							
Period of Use:	JANUARY 1 TO DECEMBER 31								

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			12	16N	19E FERGUS

#### 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.

142217-00 142224-00 142229-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER COURT FINDS NO LEGAL BASIS FOR THIS PURPOSE TO BE CONSIDERED A BENEFICIAL USE OR AN APPROPRIATION OF WATER.

THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 595.25 ACRE-FEET PER YEAR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 142225-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JACK A PITTMAN 3910 HULMAN ST TERRE HAUTE, IN 47803
	PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214
	MALCOLM E REYNOLDS 10100 WALLER HILL RD POSEYVILLE, IN 47633 9458
Priority Date:	JUNE 21, 1880
Type of Historical Right	t: FILED
Purpose(use):	MINING
*Flow Rate:	
Volume:	
	AS THE QUANTITY OF WATER HISTORICALLY USED FOR OCCASIONAL RECREATIONAL GOLD PANNING IS SO MINISCULE AS TO BE VIRTUALLY NON-CONSUMPTIVE, THE FLOW RATE AND VOLUME WILL NOT BE QUANTIFIED. THIS RIGHT IS LIMITED TO THE AMOUNTS USED FOR OCCASIONAL RECREATIONAL GOLD PANNING.
Source Name:	ALPINE GULCH
Source Type:	SURFACE WATER

AUGUST 18, 2022 41S 142225-00 Page 2 of 2

> Point of Diversion and Means of Diversion: Qtr Sec Sec Twp ID **Govt Lot** Rge County 1 E2 12 16N 19E FERGUS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** HEADGATE Period of Use: **JANUARY 1 TO DECEMBER 31** Place of Use: ID Govt Lot Qtr Sec Sec Twp Rge County Acres 1 E2 12 16N 19E FERGUS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE FLOW RATE IS MISSING.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142226-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT Status: DISMISSED

Owners: PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): MINING

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF ALPINE GULCH

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE TEMPORARY PRELIMINARY DECREE.

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142227-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT Status: DISMISSED

Owners: PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):MININGFlow Rate:Volume:Volume:ALPINE GULCHPoint of Diversion and Means of Diversion:

Period of Use:

Place of Use:

### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE TEMPORARY PRELIMINARY DECREE.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142228-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT Status: DISMISSED

Owners: PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):MININGFlow Rate:Volume:Source Name:ALPINE GULCHPoint of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE TEMPORARY PRELIMINARY DECREE.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 142229-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214					
	JACK A PITTMAN 3910 HULMAN ST TERRE HAUTE, IN 47803					
	MALCOLM E REYNOLDS 10100 WALLER HILL RD POSEYVILLE, IN 47633 9458					
Priority Date:	JUNE 21, 1880					
Type of Historical Right	: USE					
Purpose(use):	FIRE PROTECTION					
Flow Rate:	100.00 GPM					
*Volume:	THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.					
Source Name:	ALPINE GULCH					
Source Type:	SURFACE WATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
-	E2 12 16N 19E FERGUS I: JANUARY 1 TO DECEMBER 31					
Diversion Means:	PUMP					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			12	16N	19E FERGUS

#### 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.

142217-00 142224-00 142229-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE PUMP CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142230-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT Status: DISMISSED

Owners: PAMELIA J PITTMAN PO BOX 214 JONESPORT, ME 04649 0214

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):MININGFlow Rate:Volume:Source Name:ALPINE GULCHPoint of Diversion and Means of Diversion:

Period of Use:

Place of Use:

### Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE TEMPORARY PRELIMINARY DECREE.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 142231-00 STATEMENT OF CLAIM						
	Version:	2 RI	EEXAMI	NED			
		Status	: A	CTIVE			
Owners:	PO BOX 3	KATIE M REIN PO BOX 305 HARLOWTON, MT 59036 0305					
	JASON G LOOSE PO BOX 305 HARLOWTON, MT 59036 0305						
<b>Priority Date:</b>	DECEMBE	DECEMBER 31, 1930					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	26.93 GPN	Л					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SPRING, I	JNNAM	ED TRI	BUTAF	RY OF H	HAUCK	COULEE
Source Type:	GRO	UNDW	ATER				
Point of Diversion and Means of Diversion:							
<u>ID</u>	Govt Lot		<u>Qtr Sec</u>		Twp		County
1		-	SENW	35	14N	14E	JUDITH BASIN
Period of Diversion Diversion Means:	LIVESTO		-	-			
		-					
Period of Use:	JANUARY 31 TO DECEMBER 31						

#### Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESENW	35	14N	14E JUDITH BASIN

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 142232-00	STATE	MENT	OF CL	AIM	
	Version: 2	REEXAMI	NED			
	Stat	us: A	CTIVE			
Owners:	JASON G LOOS PO BOX 305 HARLOWTON,		0305			
Priority Date:	DECEMBER 31	, 1951				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATE	R				
Source Type:	GROUND	VATER				
Point of Diversion and I	Means of Diversion	1:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> S2NESW	<u>Sec</u> 19	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL						
Period of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		NESW	19	14N	15E	JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 142233-00	STATEM	/ENT	OF CLA	١M	
	Version: 2	REEXAMIN	ED			
	Stat	us: AC	TIVE			
Owners:	WESLEY M LOOSE 1450 W CARDINAL AVE HAYDEN, ID 83835 8861					
<b>Priority Date:</b>	DECEMBER 31	, 1963				
Type of Historical Right: FILED						
Purpose(use):	STOCK					
Flow Rate:	25.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNA	MED TRIB	UTAR	YOFH	AUCK	COULEE
Source Type:	GROUND	VATER				
Point of Diversion and	Means of Diversior	1:				
<u>ID</u> 1		NESWSE	<u>Sec</u> 26	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN
Period of Diversion		DECEMBE	R 31			
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY 1 TO	DECEMBE	R 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		NESWSE	26	14N	14E	JUDITH BASIN

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 142234-	00 STATE	MENT	OF CL	AIM		
	Version: 2	REEXAMIN	NED				
	St	tatus: A	CTIVE				
Owners:	JASON G LOOSE PO BOX 305 HARLOWTON, MT 59036 0305						
Priority Date:	DECEMBER	31, 1956					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	12.00 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:	GROUNDWA	TER					
Source Type:	GROUN	DWATER					
Point of Diversion and I	Means of Diversi	ion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> S2NESW	<u>Sec</u> 19	<u>Тwp</u> 14N		<u>County</u> JUDITH BASIN	
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL							
Period of Use:	JANUARY 1 1	O DECEMBI	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		NESW	19	14N	15E	JUDITH BASIN	

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A FILED RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 142235-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JASON G LOOSE PO BOX 305 HARLOWTON, MT 59036 0305
	WESLEY M LOOSE 1450 W CARDINAL AVE HAYDEN, ID 83835 8861
	KATIE M REIN PO BOX 305 HARLOWTON, MT 59036 0305
Priority Date:	MARCH 5, 1906
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAUCK COULEE
Source Type:	SURFACE WATER

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#### Point of Diversion and Means of Diversion:

<u>Ш</u> 1	2	Govt Lot	<u>Qtr Sec</u> SE	<u>Sec</u> 26	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN	
	Period of Diversion:	JANUARY 1 TO	DECEMB	ER 31				
	<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRO	M SO	URCE			
2			NWNW	30	14N	15E	JUDITH BASIN	
	Period of Diversion:	JANUARY 1 TO	DECEMB	ER 31				
	<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRO	M SO	URCE			
3			N2SW	25	14N	14E	JUDITH BASIN	
	Period of Diversion: JANUARY 1 TO DECEMBER 31							
	<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRO	M SO	URCE			
4			NW	35	14N	14E	JUDITH BASIN	
	Period of Diversion:	JANUARY 1 TO	DECEMB	ER 31				
	<b>Diversion Means:</b>	LIVESTOCK DI	RECT FRO	M SO	URCE			
Peri	od of Use:	JANUARY 1 TO	DECEMBE	ER 31				
Plac	e of Use:							
II	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>	
1			SE	26	14N	14E	JUDITH BASIN	
2			N2SW	25	14N	14E	JUDITH BASIN	

11231	25	1411	140	JUDITH BASIN
NW	/ 35	14N	14E	JUDITH BASIN
NWNW	/ 30	14N	15E	JUDITH BASIN

#### **Remarks:**

3 4

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

142235-00 142244-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 142235-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 14223	6-00 S	TATE	MENT	OF CLA	MIM	
	Version:	2 REE>	KAMIN	IED			
		Status:	AC	CTIVE			
Owners:	JASON G L PO BOX 30 HARLOWT	5	9036 (	)305			
<b>Priority Date:</b>	MARCH 5,	1906					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	OF STOC TEM. TH	K DR E FLC	INKINO W RA	G DIRE(	CTLY IMITE	CREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCK WA	TERING	PURP AL UN	OSES	AT THE HALL BI	E RAT E BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	HAUCK CC	ULEE					
Source Type:	SURF		ΓER				
Point of Diversion and	Means of Dive	rsion:					
<u>ID</u> 1	Govt Lot	Qt	r Sec	Sec	Twp		County
•				30	14N	15E	JUDITH BASIN
Period of Diversior Diversion Means:	LIVESTOC				IRCE		
2	LIVEOTOO			19	14N	15E	JUDITH BASIN
Period of Diversion Diversion Means:				ER 31			

AUGUST 18, 2022 41S 142236-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NW	30	14N	15E JUDITH BASIN
2				19	14N	15E JUDITH BASIN

### 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.

142236-00 142243-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 142237-00 STATEMENT OF CLAIM							
	Version:	2 REEXAM	INED					
		Status: A	CTIVE					
Owners:	JASON G L PO BOX 30 HARLOWT		0305					
Priority Date:	DECEMBE	DECEMBER 31, 1956						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	12.00 GPM							
Volume:	5.00 AC-FT	5.00 AC-FT						
Households:	1							
Maximum Acres:	2.00							
Source Name:	GROUNDWATER							
Source Type:	GROL	JNDWATER						
Point of Diversion and N	Aeans of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> S2NESW		<u>Twp</u> 14N		<u>County</u> JUDITH BASIN		
Period of Diversion Diversion Means:	: JANUARY WELL	1 TO DECEMI	3ER 31					
Period of Use: JANUARY 1 TO DECEMBER 31								
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>		
1 2.00		NESW	19	14N	15E	JUDITH BASIN		
<b>Total:</b> 2.00								

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A FILED RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	41S 142238-00 STATEMENT OF CLAIM							
	Version:	2 REEXAMIN	NED					
		Status: A	CTIVE					
Owners:	JASON G LO PO BOX 308 HARLOWTO		0305					
Priority Date:	DECEMBER	DECEMBER 31, 1951						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	10.00 GPM	10.00 GPM						
Volume:	5.00 AC-FT							
Households:	1							
Maximum Acres:	2.00							
Source Name:	GROUNDWATER							
Source Type:	GROU	NDWATER						
Point of Diversion and N	Aeans of Diver	sion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> S2NESW	<u>Sec</u> 19	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN		
Period of Diversion Diversion Means:	<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31 <b>Diversion Means:</b> WELL							
Period of Use: JANUARY 1 TO DECEMBER 31								
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>		
1 2.00		NESW	19	14N	15E	JUDITH BASIN		
<b>Total:</b> 2.00								

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142239-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

**Owners:** 

KATIE M REIN PO BOX 305 HARLOWTON, MT 59036 0305

JASON G LOOSE PO BOX 305 HARLOWTON, MT 59036 0305

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: SUBIRRIGATION, UNNAMED TRIBUTARY OF HAUCK COULEE

Point of Diversion and Means of Diversion:

**Period of Use:** 

Place of Use:

### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 9/7/2001.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE **OF AVAILABILITY."**

41S 142240-00 STATEMENT OF CLAIM Water Right Number:

> 2 -- POST DECREE Version:

> > Status: WITHDRAWN

**Owners:** JASON G LOOSE **PO BOX 305** HARLOWTON, MT 59036 0305

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

IRRIGATION **Purpose (use):** 

Flow Rate: Volume:

Source Name:

HAUCK COULEE

Point of Diversion and Means of Diversion:

**Period of Use:** 

Place of Use:

### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 8/19/2002. 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR **ISSUES TO REPORT TO THE WATER COURT.** .....

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142241-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

#### Status: WITHDRAWN

**Owners:** 

WESLEY M LOOSE 1450 W CARDINAL AVE HAYDEN, ID 83835 8861

CRISTY LOOSE 2616 BLACK BULL RD HOBSON, MT 59452

JASON G LOOSE PO BOX 305 HARLOWTON, MT 59036 0305

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: HAUCK COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 8/19/2002.

Page 2 of 2

1

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41S 142242-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: JASON G LOOSE PO BOX 305 HARLOWTON, MT 59036 0305

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): IRRIGATION

Flow Rate: Volume:

Source Name: HAUCK COULEE

Point of Diversion and Means of Diversion:

Point of Diversion and Means of Diversio

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 8/19/2002.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	41S 142243-0	0 STATE	MENT	OF CL	AIM	
	Version: 2	REEXAMI	NED			
	Sta	tus: A	CTIVE			
Owners:	JASON G LOC PO BOX 305 HARLOWTON		0305			
Priority Date:	MARCH 5, 190	6				
Type of Historical Right	: USE					
Purpose(use):	FIRE PROTEC	TION				
Flow Rate:	100.00 GPM					
*Volume:	THE VOLUME	••••••••				IITED TO THE MINIMUM AMOUNTS OSES.
Source Name:	HAUCK COUL	EE				
Source Type:	SURFAC	E WATER				
Point of Diversion and I	Means of Diversio	n:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NW	<u>Sec</u> 30	<u>Тwp</u> 14N		<u>County</u> JUDITH BASIN
Period of Diversion	: JANUARY 1 T	O DECEMB	ER 31			
Diversion Means:	PUMP					
2 Period of Diversion Diversion Means:	I: JANUARY 1 T PUMP	O DECEMB	19 ER 31	14N	15E	JUDITH BASIN
Period of Use:	JANUARY 1 TO	DECEMB	ER 31			

### Place of Use:

Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County	
		NW	30	14N	15E JUDITH BASIN	
			19	14N	15E JUDITH BASIN	
		NWSE	35	14N	14E JUDITH BASIN	
		W2NE	35	14N	14E JUDITH BASIN	
		W2	35	14N	14E JUDITH BASIN	
		S2	26	14N	14E JUDITH BASIN	
		S2	25	14N	14E JUDITH BASIN	
	<u>Acres</u>	<u>Acres</u> <u>Govt Lot</u>	NW SE W2NE W2 S2	NW 30 19 NWSE 35 W2NE 35 W2 35 W2 35 S2 26	NW 30 14N 19 14N NWSE 35 14N W2NE 35 14N W2 35 14N W2 35 14N S2 26 14N	NW3014N15EJUDITH BASIN1914N15EJUDITH BASINNWSE3514N14EJUDITH BASINW2NE3514N14EJUDITH BASINW23514N14EJUDITH BASINS22614N14EJUDITH BASIN

### 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.

142236-00 142243-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE PUMPS CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON HAUCK COULEE WITH A PRIORITY DATE PREDATING CASE NO 756, FERGUS COUNTY. IF NO OBJECTIONS ARE FILED TO PRIORITY DATE OR TYPE OF HISTORICAL RIGHT, THESE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS REMARK WILL BE REMOVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 142243-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Version:       2 - REEXAMINED Status:       ACTIVE         Status:       ACTIVE         Owners:       WESLEY M LOOSE 1450 W CARDINAL AVE HAYDEN, ID 83835 8861         JASON G LOOSE PO BOX 305 HARLOWTON, MT 59036 0305         KATIE M REIN PO BOX 305 HARLOWTON, MT 59036 0305         Friority Date:       MARCH 5, 1906         Type of Historical Kijt:       VSE         Purpose(use):       FIRE PROTECTION         Flow Rate:       100.00 GPM         *Volume:       THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.         Source Name:       UNNAMED TRIBUTARY OF HAUCK COULEE Source Type:         Point of Diversion and Warden waters of Diversion:       SURFACE WATER	Water Right Number:	41S 142244-00 STATEMENT OF CLAIM
Owners:WESLEY M LOOSE 1450 W CARDINAL AVE HAYDEN, ID 83835 8861JASON G LOOSE PO BOX 305 HARLOWTON, MT 59036 0305KATIE M REIN PO BOX 305 HARLOWTON, MT 59036 0305Priority Date:MARCH 5, 1906Type of Historical Right:USEPurpose(use):FIRE PROTECTION 100.00 GPM*Volume:INE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.Source Name:UNNAMED TRIBUTARY OF HAUCK COULEE SURFACE WATER		Version: 2 REEXAMINED
1450 W CARDINAL AVE HAYDEN, ID 83835 8861JASON G LOOSE PO BOX 305 HARLOWTON, MT 59036 0305KATIE M REIN PO BOX 305 HARLOWTON, MT 59036 0305Priority Date:MARCH 5, 1906Type of Historical Rist:Vergose(use):FIRE PROTECTION 100.00 GPMFlow Rate:100.00 GPM*Volume:UNNAMED THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.Source Name:UNNAMED TRIBUTARY OF HAUCK COULEE SURFACE WATER		Status: ACTIVE
PO BOX 305 HARLOWTON, MT 59036 0305HARLOWTON, MT 59036 0305kaTIE M REIN PO BOX 305 HARLOWTON, MT 59036 0305Priority Date:MARCH 5, 1906Type of Historical Rist:VSEPurpose(use):FIRE PROTECTIONFlow Rate:100.00 GPM*Volume:THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.Source Name:UNNAMED TRIBUTARY OF HAUCK COULEE SURFACE WATER	Owners:	1450 W CARDINAL AVE
PO BOX 305 HARLOWTON, MT 59036 0305Priority Date:MARCH 5, 1906Type of Historical Right:USEPurpose(use):FIRE PROTECTIONFlow Rate:100.00 GPM*Volume:THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.Source Name:UNNAMED TRIBUTARY OF HAUCK COULEE SURFACE WATER		PO BOX 305
Type of Historical Right: USEPurpose(use):FIRE PROTECTIONPlow Rate:100.00 GPM*Volume:THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.Source Name:UNNAMED TRIBUTARY OF HAUCK COULEE SURFACE WATERSource Type:SURFACE WATER		PO BOX 305
Purpose(use):FIRE PROTECTIONFlow Rate:100.00 GPM*Volume:THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.Source Name:UNNAMED TRIBUTARY OF HAUCK COULEE SURFACE WATERSource Type:SURFACE WATER	Priority Date:	MARCH 5, 1906
Flow Rate:100.00 GPM*Volume:THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.Source Name:UNNAMED TRIBUTARY OF HAUCK COULEE SURFACE WATER	Type of Historical Right	t: USE
*Volume:THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.Source Name:UNNAMED TRIBUTARY OF HAUCK COULEE SURFACE WATER	Purpose(use):	FIRE PROTECTION
Source Name:UNNAMED TRIBUTARY OF HAUCK COULEESource Type:SURFACE WATER	Flow Rate:	100.00 GPM
Source Type: SURFACE WATER	*Volume:	
	Source Name:	UNNAMED TRIBUTARY OF HAUCK COULEE
Point of Diversion and Means of Diversion:	Source Type:	SURFACE WATER
	Point of Diversion and	Means of Diversion:
ID         Govt Lot         Qtr Sec         Sec         Twp         Rge         County	ID	
1 SE 26 14N 14E JUDITH BASIN	1	SE 26 14N 14E JUDITH BASIN
Period of Diversion: JANUARY 1 TO DECEMBER 31		

Diversion Means: PUMP

AUGUST 18, 2022 41S 142244-00 Page 2 of 3

Poir	nt of Diversion and N	<b>Aeans of Diversion</b>	n:						
<u>II</u> 2	<u>)</u>	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	Rge	<b>County</b>		
2			NWNW	30	14N	15E	JUDITH BASIN		
	Period of Diversion: JANUARY 1 TO DECEMBER 31								
	<b>Diversion Means:</b>	PUMP							
3			N2SW	25	14N	14E	JUDITH BASIN		
	Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31					
	<b>Diversion Means:</b>	PUMP							
4			NW	35	14N	14E	JUDITH BASIN		
	Period of Diversion	: JANUARY 1 TO	DECEMB	ER 31					
	<b>Diversion Means:</b>	PUMP							
Peri	od of Use:	JANUARY 1 TC	DECEMB	ER 31					
Plac	e of Use:								
ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1			SE	26	14N	14E	JUDITH BASIN		
2			N2SW	25	14N	14E	JUDITH BASIN		
3			NW	35	14N	14E	JUDITH BASIN		
4			NWNW	30	14N	15E	JUDITH BASIN		

### **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.

142235-00 142244-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE PUMPS CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON AN UNNAMED TRIBUTARY OF HAUCK COULEE WITH A PRIORITY DATE PREDATING CASE NO 756, FERGUS COUNTY. IF NO OBJECTIONS ARE FILED TO PRIORITY DATE OR TYPE OF HISTORICAL RIGHT, THESE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS REMARK WILL BE REMOVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Nu	mber:	41S 1422	4 <b>5-00</b> STA	٩ΤΕ	MENT	OFCL	AIM	
		Version:	2 REEXA	MIN	NED			
			Status:	A	CTIVE			
Owners:		ALTA MAE 86 WILDLI LEWISTOV		57 8	3014			
<b>Priority Date:</b>		APRIL 27,	1893					
Type of Historic	al Right:	: FILED						
Purpose(use):		IRRIGATIO	N					
Irrigatio	n Type:	FLOOD						
Flow Rate:		112.20 GP	M					
*Volume:		-	L VOLUME	-	-		-	T SHALL NOT EXCEED THE CIAL USE.
Climatic Area: 4 - MODERATELY LOW								
Maximum Acre	s:	10.00						
Source Name:		<b>BIG SPRIN</b>	IG CREEK					
Source Type	:	SURF	ACE WATE	R				
Point of Diversi	ion and N	Aeans of Div	ersion:					
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr s</u> NWN		<u>Sec</u> 22	<u>Twp</u> 15N		<u>County</u> FERGUS
Period of D	Diversion	: MARCH 3 <sup>-</sup>		MBE	ER 1			
<b>Diversion</b> N	Means:	HEADGAT	E					
Period of Use: MARCH 31 TO NOVEMBER 1								
Place of Use:								
<u>ID</u> <u>A</u>	Acres	Govt Lot	<u>Qtr s</u>	Sec	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1 1	0.00		NWN	W	22	15N	18E	FERGUS

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	10.00					

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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.

THIS CLAIM PRESENTS ISSUES OF FACT AND LAW THAT MAY BE ADDRESSED AT THE OBJECTION STAGE. IT APPEARS THAT 0 ACRES ARE ACTUALLY IRRIGATED AND PROBLEMS COULD EXIST WITH FLOW RATE AND VOLUME

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-194 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILEDAPPROPRIATION ON BIG SPRING CREEK WITH A PRIORITY DATE PREDATING CASE NO 319, FERGUS COUNTY. IF NO OBJECTIONS ARE FILED TO PRIORITY DATE OR TYPE OF HISTORICAL RIGHT, THESE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS REMARK WILL BE REMOVED.

THE CLAIMED SOURCE AND/OR POINT OF DIVERSION MAY BE QUESTIONABLE. THE CLAIMED POINT OF DIVERSION IS INCONSISTENT WITH THE CLAIMED SOURCE. THE CLAIMED SOURCE IS BIG SPRING CREEK BUT THE DIVERSION IS DESCRIBED TO BE ON THE LITTLE CASINO CREEK.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." AUGUST 18, 2022 41S 142245-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Nu	mber:	41S 1422	46-00	STATE	MENT	OFCL	AIM	
		Version:	2 RE	EEXAMIN	NED			
			Status	: A	CTIVE			
Owners:		ALTA MAE 86 WILDLI LEWISTO\	FE LN		3014			
<b>Priority Date:</b>		JUNE 20, <sup>2</sup>	1881					
Type of Historic	al Right	: FILED						
Purpose(use):	se(use): IRRIGATION							
Irrigatio	on Type:	FLOOD						
Flow Rate:		112.20 GPM						
*Volume:	Volume:THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.							
Clima	tic Area	: 4 - MODEF	RATELY	' LOW				
Maximum Acre	es:	10.00						
Source Name:		LITTLE CA	SINO C	REEK				
Source Type	e:	SURFACE WATER						
Point of Diversion and Means of Diversion:								
<u>ID</u> 1		<u>Govt Lot</u>		<u>Qtr Sec</u> NWNW	<u>Sec</u> 22	<u>Тwp</u> 15N		<u>County</u> FERGUS
Period of Diversion: MARCH 31 TO NOVEMBER 1								
<b>Diversion Means:</b>		HEADGATE						
Period of Use:	MARCH 3		OVEMBE	R 1				
Place of Use:								
<u>ID</u>	Acres	Govt Lot		<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1 1	0.00			NWNW	22	15N	18E	FERGUS

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
Total:	10.00					

#### **Remarks:**

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS 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.

THIS CLAIM PRESENTS ISSUES OF FACT AND LAW THAT MAY BE ADDRESSED AT THE OBJECTION STAGE. IT APPEARS THAT 0 ACRES ARE ACTUALLY IRRIGATED AND PROBLEMS COULD EXIST WITH FLOW RATE AND VOLUME.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-194 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	tight Number: 41S 142247-00 STATEMENT OF CLAIM						
	Version:	2 REEXAMI	NED				
		Status: A	CTIVE				
Owners:	IRVING D H PO BOX 42 STANFORD	4					
Priority Date:	JUNE 1, 1950						
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	30.00 GPM						
Volume:	7.50 AC-FT						
Households:	6						
Maximum Acres:	0.75						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 17	<u>Тwp</u> 16N		<u>County</u> JUDITH BASIN	
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31 <b>Diversion Means:</b> WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	Qtr Sec	Sec	Twp	Rge	<u>County</u>	
1 0.75		NWNENW	17	16N	12E	JUDITH BASIN	
<b>Total:</b> 0.75							

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."